

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1404 Session of
1975

INTRODUCED BY BITTLE, IRVIS, O'CONNELL, FINEMAN, BUTERA,
CRAWFORD, VROON, PITTS, RYAN, DAVIES, M. E. MILLER JR., NOYE,
POLITE, R. W. WILT, WAGNER, MANMILLER, WHELAN, MANDERINO AND
GLEASON, JUNE 4, 1975

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 9, 1975

AN ACT

1 Amending the act of August 5, 1941 (P.L.752, No.286), entitled
2 "An act regulating and improving the civil service of certain
3 departments and agencies of the Commonwealth; vesting in the
4 State Civil Service Commission and a Personnel Director
5 certain powers and duties; providing for classification of
6 positions, adoption of compensation schedules and
7 certification of payrolls; imposing duties upon certain
8 officers and employes of the Commonwealth; authorizing
9 service to other State departments or agencies and political
10 subdivisions of the Commonwealth in matters relating to civil
11 service; defining certain crimes and misdemeanors; imposing
12 penalties; making certain appropriations, and repealing
13 certain acts and parts thereof," providing for the employment
14 of mentally retarded, developmentally disabled and physically
15 handicapped through the State civil service system.

16 The General Assembly of the Commonwealth of Pennsylvania
17 hereby enacts as follows:

18 Section 1. The act of August 5, 1941 (P.L.752, No.286),
19 known as the "Civil Service Act," is amended by adding sections
20 to read:

21 Section 508. Noncompetitive Placement.--(a) The commission
22 shall establish a procedure and standards for the noncompetitive
23 placement of the mentally retarded, autistic, and learning

1 disabled in civil service positions.

2 (b) The Department of Labor and Industry, on a form approved
3 by the commission, shall certify to the commission the persons
4 eligible for noncompetitive placement.

5 (c) Persons so certified shall be evaluated by the
6 commission and placed on noncompetitive lists of eligibles for
7 those job titles in which the individual possesses the requisite
8 minimum qualifications specified in the Classification Plan
9 approved by the Executive Board.

10 (d) All State agencies may request noncompetitive
11 certification of eligibles on a form approved by the commission
12 and shall select on the basis of merit and fitness the most
13 qualified for their position from among all certified eligibles.

14 Section 509. Limited-competitive Placement.--(a) The
15 commission shall establish a procedure and standards for the
16 limited-competitive placement of the physically handicapped,
17 epileptic, and cerebral palsied.

18 (b) The Department of Labor and Industry, on a form approved
19 by the commission, shall certify to the commission the persons
20 eligible for limited-competitive placement.

21 (c) Persons so certified shall be required to compete in the
22 regular examination process for any occupational area for which
23 they possess the minimum qualifications as specified in the
24 Classification Plan as approved by the Executive Board. The
25 persons who successfully compete in the examination process
26 shall be maintained on a list of eligibles for that class title
27 in descending score order. All State agencies may request
28 limited-competitive certification of eligibles on a form
29 approved by the commission. Agencies shall be required to
30 exercise normal appointment procedures when selecting eligibles

1 under this section.

2 Section 510. Duties of Department of Labor and Industry.--

3 The Department of Labor and Industry shall assist all State

4 agencies in restructuring job assignments and work environments

5 to accommodate all eligible persons under sections 508 and 509.

6 Section 2. This act shall take effect in 90 days.