

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1087 Session of
1987

INTRODUCED BY GAMBLE, BURD, HECKLER, GODSHALL, SIRIANNI,
SAURMAN, SCHEETZ AND GEIST, APRIL 21, 1987

REFERRED TO COMMITTEE ON EDUCATION, APRIL 21, 1987

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," providing for certain forfeitures
6 during strikes.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Article XI of the act of March 10, 1949 (P.L.30,
10 No.14), known as the Public School Code of 1949, is amended by
11 adding a subdivision to read:

12 ARTICLE XI

13 PROFESSIONAL EMPLOYEES

14 * * *

15 (i) Labor Disputes

16 Section 1196. Forfeitures by Professional Employees and
17 School Districts.--(a) Any professional employe of a school
18 district who participates in a strike, whether lawful or
19 unlawful, shall forfeit one three hundred and sixty-fifth

1 (1/365) of such employe's annual salary for each calendar day
2 the employe is engaged in the strike unless school days are
3 rescheduled in order to complete a school year, in which case
4 the amount forfeited shall be reduced by the number of school
5 days rescheduled. Such forfeiture shall not be subject to
6 suspension or diminution, notwithstanding the provisions of
7 section 1010 of the act of July 23, 1970 (P.L.563, No.195),
8 known as the "Public Employe Relations Act," or any other
9 provisions of law. The amount forfeited shall be deducted from
10 the compensation paid to the professional employe in pro rata
11 amounts from each check for the balance of the school term or
12 year.

13 (b) Whenever the professional employes of a school district
14 are engaged in a lawful strike, the school district shall
15 forfeit one three hundred and sixty-fifth (1/365) of such school
16 district's annual basic instructional subsidy, multiplied by the
17 district's aid ratio, for each day there is a lawful strike,
18 less the number of days rescheduled. Said forfeiture shall be
19 deducted from the last subsidy payment received by the district.

20 Section 2. This act shall take effect immediately.