THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2056 Session of 1989

INTRODUCED BY MORRIS, COWELL, BUNT, TRELLO, HARPER, TIGUE, D. R. WRIGHT, MELIO, BARLEY AND MICHLOVIC, OCTOBER 24, 1989

REFERRED TO COMMITTEE ON EDUCATION, OCTOBER 24, 1989

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2   of Pennsylvania, changing provisions relating to the
3   delegation of the power to use binding arbitration to
4   alleviate strikes of certain public employees.

5   The General Assembly of the Commonwealth of Pennsylvania

6 hereby resolves as follows:

7   Section 1. The following amendment to the Constitution of

8 Pennsylvania is proposed in accordance with Article XI:

9   That section 31 of Article III be amended to read:

10 § 31. Delegation of certain powers prohibited.

11   The General Assembly shall not delegate to any special

12 commission, private corporation or association, any power to

13 make, supervise or interfere with any municipal improvement,

14 money, property or effects, whether held in trust or otherwise,

15 or to levy taxes or perform any municipal function whatever.

16   Notwithstanding the foregoing limitation or any other

17 provision of the Constitution, the General Assembly may enact

18 laws which provide that the findings of panels or commissions,

1 selected and acting in accordance with law for the adjustment or

2 settlement of grievances or disputes or for collective

3 bargaining between policemen and firemen <u>or between public</u>

4 <u>school employees</u> and their public employers shall be binding

5 upon all parties and shall constitute a mandate to the head of

6 the political subdivision which is the employer, or to the

7 appropriate officer of the Commonwealth if the Commonwealth is

8 the employer, with respect to matters which can be remedied by

9 administrative action, and to the lawmaking body of such

10 political subdivision or of the Commonwealth, with respect to

11 matters which require legislative action, to take the action

12 necessary to carry out such findings.