

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 86

Session of
1979

INTRODUCED BY GOEBEL, FEBRUARY 6, 1979

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 6, 1979

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," providing for the election
21 of the State Civil Service Commission.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Section 452, act of April 9, 1929 (P.L.177,
25 No.175), known as "The Administrative Code of 1929," amended
26 June 25, 1947 (P.L.950, No.386), is amended to read:

27 Section 452. State Civil Service Commission.--The State
28 Civil Service Commission is hereby created, and shall consist of

1 [three] five elected members[, not more than two of whom shall
2 be of the same political affiliation. Of the original members,
3 all of whom shall be appointed within thirty days after the
4 effective date of this act, one shall be appointed for a term of
5 two years, one for a term of four years, and one for a term of
6 six years, from the date of his appointment and until his
7 successor shall have been appointed and qualified. Thereafter,
8 each appointment shall be for a term of six years or until a
9 successor is appointed and qualified]. Three of the members
10 shall be elected for four year terms and two of the members
11 shall be elected for two year terms. Terms shall begin January 1
12 following their election. In the event of a vacancy the Governor
13 shall appoint a person to fill the unexpired term. The
14 Commonwealth shall be divided by the Reapportionment Commission
15 into five civil service districts of equal population and one
16 commissioner shall be elected from each district. Nomination and
17 election of a candidate for the office of Commissioner of the
18 State Civil Service Commission shall be governed by the act of
19 June 3, 1937 (P.L.1333, No.320), known as the "Pennsylvania
20 Election Code." Nominating petitions shall contain 2,500
21 signatures of the electorate registered with the candidate's
22 party and residing in the candidate's district. If the district
23 contains two or more counties not more than 50% of the
24 signatures shall be from one county. The members of the
25 commission shall hold no other public position to which a salary
26 is attached[, shall have qualifications for appointment,] and
27 shall be removable from office, as provided by the law. The
28 [Governor shall designate] commissioners shall elect one of the
29 members as chairman who shall serve for a one-year term
30 commencing January 3 and shall not be eligible for reelection.

1 [Each member of the commission shall receive actual traveling
2 expenses and per diem compensation at the rate of twenty-five
3 dollars per day for the time actually devoted to the business of
4 the commission, but no member shall be paid more than three
5 thousand dollars per diem compensation in any one year.]

6 No person shall be elected commissioner if he was employed by
7 an agency of the Commonwealth during the three years prior to
8 his election nor may he be so employed during the three-year
9 period after terminating his position as a commissioner. No
10 commissioner shall seek a Statewide elected position, nor a seat
11 in the United States or Pennsylvania House of Representatives or
12 the United States or Pennsylvania Senate during the three-year
13 period after terminating his position as a commissioner.

14 Each member of the commission shall be compensated at \$14,000
15 per year, except the chairman who shall be compensated at
16 \$15,000 per year.

17 Section 2. The terms of the present members of the State
18 Civil Service Commission shall expire January 1, 1981 when the
19 newly elected commissioners shall take office.

20 Section 3. The act of August 5, 1941 (P.L.752, No.286),
21 known as the "Civil Service Act" is repealed insofar as
22 inconsistent with the provisions of this act.

23 Section 4. This act shall take effect January 1, 1980.