

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 997

Session of
1983

INTRODUCED BY FREIND, MICOZZIE, GLADECK, JOHNSON AND
E. Z. TAYLOR, MAY 11, 1983

REFERRED TO COMMITTEE ON LABOR RELATIONS, MAY 11, 1983

AN ACT

1 Amending the act of June 24, 1968 (P.L.237, No.111), entitled
2 "An act specifically authorizing collective bargaining
3 between policemen and firemen and their public employers;
4 providing for arbitration in order to settle disputes, and
5 requiring compliance with collective bargaining agreements
6 and findings of arbitrators," further providing for the
7 selection and compensation of the third arbitrator.

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

10 Section 1. Sections 4(b) and 8 of the act of June 24, 1968
11 (P.L.237, No.111), referred to as the Policemen and Firemen
12 Collective Bargaining Act, are amended to read:

13 Section 4. * * *

14 (b) The board of arbitration shall be composed of three
15 persons, one appointed by the public employer, one appointed by
16 the body of policemen or firemen involved, and a third member to
17 be agreed upon by the public employer and such policemen or
18 firemen. When a political subdivision of the Commonwealth is the
19 public employer, the third member of the board of arbitration,
20 wherever possible, shall be a resident of the employing

1 political subdivision. If no resident of the employing political
2 subdivision is available, a resident of another political
3 subdivision within the county in which the employing political
4 subdivision is located shall be chosen. If a county resident is
5 not available either, a written explanation for the
6 unavailability of a resident of the political subdivision or the
7 county shall be made by the parties at the time the third
8 arbitrator is selected. The members of the board representing
9 the public employer and the policemen or firemen shall be named
10 within five days from the date of the request for the
11 appointment of such board. If, after a period of ten days from
12 the date of the appointment of the two arbitrators appointed by
13 the public employer and by the policemen or firemen, the third
14 arbitrator has not been selected by them, then either arbitrator
15 may request the American Arbitration Association, or its
16 successor in function, to furnish a list of three members of
17 said association who are residents of Pennsylvania, and if
18 possible, residents of the employing political subdivision or
19 county, as herein provided, from which the third arbitrator
20 shall be selected. If no residents of employing subdivision or
21 county are available, a written explanation for their
22 unavailability shall be provided by the American Arbitration
23 Association. The arbitrator appointed by the public employer
24 shall eliminate one name from the list within five days after
25 publication of the list, following which the arbitrator
26 appointed by the policemen or firemen shall eliminate one name
27 from the list within five days thereafter. The individual whose
28 name remains on the list shall be the third arbitrator and shall
29 act as chairman of the board of arbitration. The board of
30 arbitration thus established shall commence the arbitration

1 proceedings within ten days after the third arbitrator is
2 selected and shall make its determination within thirty days
3 after the appointment of the third arbitrator.

4 Section 8. The compensation, if any, of the arbitrator
5 appointed by the policemen or firemen shall be paid by them. The
6 compensation of the [other two arbitrators,] arbitrator
7 appointed by the political subdivision or by the Commonwealth
8 shall be paid by the employing subdivision or by the
9 Commonwealth, as the case may be. The compensation of the third
10 arbitrator, as well as all stenographic and other expenses
11 incurred by the arbitration panel in connection with the
12 arbitration proceedings, shall be paid equally by the political
13 subdivision or by the Commonwealth, as the case may be, and by
14 the policemen or firemen.

15 Section 2. This act shall take effect in 60 days.