

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1788 Session of
1991

INTRODUCED BY BIRMELIN, ARMSTRONG, GLADECK, VROON, BARLEY,
HECKLER, THOMAS, GAMBLE, FARGO, GALLEN, NOYE, JOHNSON,
LAWLESS AND LEH, JUNE 26, 1991

REFERRED TO COMMITTEE ON LABOR RELATIONS, JUNE 26, 1991

AN ACT

1 Amending the act of July 23, 1970 (P.L.563, No.195), entitled
2 "An act establishing rights in public employes to organize
3 and bargain collectively through selected representatives;
4 defining public employes to include employes of nonprofit
5 organizations and institutions; providing compulsory
6 mediation and fact-finding, for collective bargaining
7 impasses; providing arbitration for certain public employes
8 for collective bargaining impasses; defining the scope of
9 collective bargaining; establishing unfair employe and
10 employer practices; prohibiting strikes for certain public
11 employes; permitting strikes under limited conditions;
12 providing penalties for violations; and establishing
13 procedures for implementation," further providing for
14 membership voting on a strike issue.

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

17 Section 1. The act of July 23, 1970 (P.L.563, No.195), known
18 as the Public Employee Relations Act, is amended by adding a
19 section to read:

20 Section 1002.1. No strike shall be called unless approved by
21 a majority of employes voting on such strike in an election held
22 during normal working hours of the employe and no sooner than
23 three days prior to the strike. In the case of a school

1 district, when such a vote during working hours is impossible
2 due to a vacation or holiday period, every effort shall be made
3 to ensure that the time and place be convenient to the greatest
4 number of employees. All balloting shall be by secret ballot and
5 neither the public employer nor the employe organization shall
6 in any way abrogate this secrecy of the ballot. Each employe
7 shall be granted sufficient time for balloting by the public
8 employer.

9 Section 2. This act shall take effect immediately.