PRINTER'S NO. 2972

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2129 Session of 2012

INTRODUCED BY HARPER, BOBACK, BROOKS, CALTAGIRONE, COHEN, DALEY, EVERETT, GEIST, GILLEN, GODSHALL, GROVE, HORNAMAN, JOSEPHS, KORTZ, KRIEGER, LAWRENCE, LONGIETTI, MOUL, MURT, M. O'BRIEN, PASHINSKI, PEIFER, QUINN, TAYLOR, WATSON, WHITE, YOUNGBLOOD AND HEFFLEY, JANUARY 18, 2012

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 18, 2012

A JOINT RESOLUTION

Proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for retirement of justices, judges and justices of the peace.

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows:

Section 1. The following amendment to the Constitution of Pennsylvania is proposed in accordance with Article XI:

That section 16(b) of Article V be amended to read:

§ 16. Compensation and retirement of justices, judges and justices of the peace.

* * *

(b) Justices, judges and justices of the peace shall be retired on the last day of the calendar year in which they attain the age of [70] 75 years. Former and retired justices, judges and justices of the peace shall receive such compensation as shall be provided by law. Except as provided by law, no salary, retirement benefit or other compensation, present or

deferred, shall be paid to any justice, judge or justice of the peace who, under section 18 or under Article VI, is suspended, removed or barred from holding judicial office for conviction of a felony or misconduct in office or conduct which prejudices the proper administration of justice or brings the judicial office into disrepute.

* * *

Section 2. (a) Upon the first passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment.

(b) Upon the second passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment. The Secretary of the Commonwealth shall submit this proposed constitutional amendment to the qualified electors of this Commonwealth at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.