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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1034 Session of  
2013

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INTRODUCED BY EICHELBERGER, FOLMER AND WAUGH, JULY 22, 2013

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REFERRED TO STATE GOVERNMENT, JULY 22, 2013

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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," defining "political  
14 contributions"; further providing for maintenance of  
15 membership; providing for membership dues; and making related  
16 repeals.

17 The General Assembly of the Commonwealth of Pennsylvania  
18 hereby enacts as follows:

19 Section 1. Section 301 of act of July 23, 1970 (P.L.563,  
20 No.195), known as the Public Employe Relations Act, is amended  
21 by adding a paragraph to read:

22 Section 301. As used in this act:

23 \* \* \*

24 (20) "Political contributions" means any moneys or funds  
25 appropriated for lobbying; electoral activities; or independent

1 expenditures on behalf of, or contributions to, any candidate,  
2 political party, voter registration campaign or any other  
3 political or legislative cause.

4 Section 2. Section 705 of the act is amended to read:

5 Section 705. [Membership dues deductions and maintenance of  
6 membership are proper subjects] Maintenance of membership is a  
7 proper subject of bargaining with the proviso that [as to the  
8 latter,] the payment of dues and assessments while members[,]  
9 may be the only requisite employment condition.

10 Section 3. The act is amended by adding a section to read:

11 Section 705.1. (a) Membership dues deductions and political  
12 contributions collected by the employer shall not be subject to  
13 bargaining for public employes covered under this act. Any  
14 collective bargaining agreement entered into after the effective  
15 date of this section with public employes shall not contain such  
16 provisions.

17 (b) Employes subject to the conditions of the act of June  
18 24, 1968 (P.L.237, No.111), referred to as the Policemen and  
19 Firemen Collective Bargaining Act, and public employes subject  
20 to sections 805, 806 and 1001 shall retain the right to  
21 collectively bargain for membership dues deductions.

22 Section 4. Repeals are as follows:

23 (1) The General Assembly declares that the repeals under  
24 paragraph (2) are necessary to effectuate this act.

25 (2) The following sections are repealed:

26 (i) Section 2215(c) of the act of April 9, 1929  
27 (P.L.177, No.175), known as The Administrative Code of  
28 1929.

29 (ii) Section 4(a) of the act of June 2, 1993  
30 (P.L.45, No.15), known as the Public Employee Fair Share

1           Fee Law.

2           Section 5. This act shall take effect in 60 days.