

AMENDMENTS TO HOUSE BILL NO. 192

Sponsor: SENATOR CORMAN

Printer's No. 1189

1 Amend Bill, page 1, line 13, by striking out "further
2 providing" and inserting
3 in Civil Service Commission and executive director and their
4 powers, further providing for Civil Service Commission,
5 Amend Bill, page 1, line 14, by striking out the period after
6 "director" and inserting
7 and for service to State departments, boards and commissions or
8 agencies and political subdivisions and cooperation with
9 other civil service agencies; and, in selection of employees
10 for entrance to or promotion in the classified service,
11 further providing for nature of examinations.

12 Amend Bill, page 1, lines 17 through 19, by striking out all
13 of said lines and inserting

14 Section 1. Section 201 of the act of August 5, 1941
15 (P.L.752, No.286), known as the Civil Service Act, amended
16 October 5, 2011 (P.L.310, No.76), is amended to read:
17 Section 201. State Civil Service Commission.--(a) The State
18 Civil Service Commission shall consist of three full-time
19 members, not more than two of whom shall be of the same
20 political affiliation, appointed by the Governor, with the
21 advice and consent of a majority of the members elected to the
22 Senate. Each appointment shall be for a term of six years or
23 until a successor is appointed and qualified. The members of the
24 commission shall hold no other public position to which a salary
25 is attached. The Governor shall designate one of the members as
26 chairman. No commission member shall hold any office or
27 position, the duties of which are incompatible with his official
28 duties. At least one member of the commission must be a veteran.

29 (b) The chairman of the commission shall receive a salary of
30 sixty-five thousand dollars (\$65,000.00) per annum. Each other
31 member of the commission shall receive a salary of sixty-two
32 thousand five hundred dollars (\$62,500.00) per annum.

33 (b.1) The commissioners shall receive annual cost-of-living
34 increases under section 3(e) of the act of September 30, 1983

1 (P.L.160, No.39), known as the "Public Official Compensation
2 Law." Each commissioner shall be entitled to receive actual
3 traveling expenses.

4 (c) Any person appointed as a member of the commission shall
5 be a citizen and legal resident of the Commonwealth for a period
6 of not less than one year who is in sympathy with modern
7 personnel methods and the application of merit principles to
8 public employment. No person who[, within one year preceding his
9 appointment, has been an officer of a political party] holds or
10 campaigns for any other public office, holds office in a
11 political party or political committee, actively participates in
12 or contributes to a political campaign, directly or indirectly
13 attempts to influence a decision by a governmental body other
14 than a court of law or as a representative of the commission on
15 a matter within the jurisdiction of the commission or is
16 employed by the Commonwealth or a political subdivision in any
17 other capacity, whether or not for compensation, shall be
18 eligible to serve as a commissioner. The Governor may remove any
19 member of the commission, but only for incompetence,
20 inefficiency, neglect of duty, malfeasance or misfeasance in
21 office by giving such member a statement in writing of the
22 charges against him and affording him, after notice of not less
23 than ten days, an opportunity of making written answer and, upon
24 request, being publicly heard in person and by counsel. A copy
25 of the charges and answer of the Governor's findings and a
26 transcript of the record shall be filed with the secretary of
27 the commission.

28 Section 2. Section 206 of the act is amended by adding a
29 paragraph to read:

30 Amend Bill, page 2, by inserting between lines 16 and 17

31 Section 3. Section 212(d) of the act, amended May 21, 1943
32 (P.L.516, No.231), is amended to read:

33 Section 212. Service to State Departments, Boards and
34 Commissions or Agencies and Political Subdivisions; Cooperation
35 with Other Civil Service Agencies.--* * *

36 (d) The commission shall have power from time to time to
37 enter into agreements with other public personnel agencies in
38 this or any other State and with agencies of the federal
39 government for the purpose of using and exchanging information
40 and services. The commission shall enter into an agreement to
41 utilize the form and method of an employment application that is
42 standard across departments and agencies that are under the
43 Governor's jurisdiction for the purpose of entrance to, or
44 promotion in, the classified service. The commission shall have
45 power to become a member of or subscribe to any association or
46 service having as its purpose the interchange of information
47 relating to the technique of personnel administration.

48 Section 4. Section 502 of the act, amended November 27, 2002
49 (P.L.1129, No.140), is amended to read:

1 Section 502. Nature of Examinations.--[The director shall
2 give examinations] Examinations shall be conducted to establish
3 employment and promotion lists. Such examinations may be written
4 or oral, or a demonstration of skill, or an evaluation of
5 experience and education, or a combination of these, which shall
6 fairly appraise the fitness and ability of competitors. The
7 appointing authority shall select the method of examination that
8 shall be used for the individual position or the class of
9 positions for which the employment or promotion list is being
10 established. Such examinations shall be practical in character
11 and shall relate to the duties and responsibilities of the
12 position for which the applicant is being examined and shall
13 fairly test the relative capacity and fitness of persons
14 examined to perform the duties of the class of positions to
15 which they seek to be appointed or promoted. An applicant may be
16 required to possess scholastic education qualifications only if
17 the position for which the applicant is being examined requires
18 professional or technical knowledges, skills and abilities or if
19 such scholastic qualifications are required to assure the
20 continued eligibility of the Commonwealth for Federal grants-in-
21 aid. No greater credit for experience gained during a
22 provisional, emergency or temporary appointment under this act
23 or acts repealed hereby shall be given to any person in any
24 examination than is given in such examination for experience in
25 the same type of work performed in a similar position not under
26 the provisions of this act or acts repealed hereby. In
27 evaluating experience in order to compute the final rating in
28 any examination to establish employment and promotion lists,
29 persons discharged other than dishonorably, after active service
30 during any war or armed conflict in which the United States
31 engaged, from any branch of the armed service of the United
32 States, or from any women's uniformed service directly connected
33 therewith, shall not be given less credit for experience than
34 would be given for continued experience in the position held at
35 the time of induction in the service. No question in any
36 examination shall relate to the race, gender, religion or
37 political or labor union affiliation of the candidate.

38 Amend Bill, page 2, line 17, by striking out "2" and
39 inserting

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41 Amend Bill, page 2, line 17, by striking out "in 60 days" and
42 inserting
43 immediately