

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 81

Session of  
1981

INTRODUCED BY FREIND, JANUARY 19, 1981

REFERRED TO COMMITTEE ON LABOR RELATIONS, JANUARY 19, 1981

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. Subsection (b) of section 4 and section 8, act of  
11 June 24, 1968 (P.L.237, No.111), referred to as the Policemen  
12 and Firemen 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.