

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2051 Session of
1981

INTRODUCED BY FREIND, GLADECK, COCHRAN, E. Z. TAYLOR, HAGARTY,
VROON, CORNELL, LASHINGER, CUNNINGHAM, SIEMINSKI, MERRY AND
PITTS, NOVEMBER 9, 1981

REFERRED TO COMMITTEE ON STATE GOVERNMENT, NOVEMBER 9, 1981

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2 of Pennsylvania, providing for binding arbitration for all
3 public employees.

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

6 Section 1. The following amendment to the Constitution of
7 the Commonwealth of Pennsylvania is proposed in accordance with
8 the provisions of Article XI thereof:

9 That section 31, Article III be amended to read as follows:

10 § 31. Delegation of certain powers prohibited.

11 (a) The General Assembly shall not delegate to any special
12 commission, private corporation or association, any power to
13 make, supervise or interfere with any municipal improvement,
14 money, property or effects, whether held in trust or otherwise,
15 or to levy taxes or perform any municipal function whatever.

16 (b) Notwithstanding the foregoing limitation or any other
17 provision of the Constitution, the General Assembly may enact
18 laws which provide that the findings of panels or commissions,

1 selected and acting in accordance with law for the adjustment or
2 settlement of grievances or disputes or for collective
3 bargaining between [policemen and firemen] all public employees
4 and their public employers, shall be binding upon all parties
5 and shall constitute a mandate to the head of the political
6 subdivision which is the employer, or to the appropriate officer
7 of the Commonwealth if the Commonwealth is the employer, with
8 respect to matters which can be remedied by administrative
9 action, and to the lawmaking body of such political subdivision
10 or of the Commonwealth, with respect to matters which require
11 legislative action, to take the action necessary to carry out
12 such findings.