

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1042 Session of
1999

INTRODUCED BY THOMPSON, JULY 1, 1999

REFERRED TO URBAN AFFAIRS AND HOUSING, JULY 1, 1999

AN ACT

1 Amending the act of June 2, 1975 (P.L.3, No.2), entitled "A
2 supplement to the act of May 28, 1937 (P.L.955, No.265),
3 entitled, as amended, 'An act to promote public health,
4 safety, morals, and welfare by declaring the necessity of
5 creating public bodies, corporate and politic, to be known as
6 housing authorities to engage in slum clearance, and to
7 undertake projects, to provide dwelling accommodations for
8 persons of low income; providing for the organization of such
9 housing authorities; defining their powers and duties;
10 providing for the exercise of such powers, including the
11 acquisition of property by purchase, gift or eminent domain,
12 the renting and selling of property, and including borrowing
13 money, issuing bonds, and other obligations, and giving
14 security therefor; prescribing the remedies of obligees of
15 housing authorities; authorizing housing authorities to enter
16 into agreements, including agreements with the United States,
17 the Commonwealth, and political subdivisions and
18 municipalities thereof; defining the application of zoning,
19 sanitary, and building laws and regulations to projects built
20 or maintained by such housing authorities; exempting the
21 property and securities of such housing authorities from
22 taxation; and imposing duties and conferring powers upon the
23 State Planning Board, and certain other State officers and
24 departments,' providing for civil service protection for
25 certain employees of certain housing authorities," excluding
26 certain persons from civil service protection.

27 The General Assembly of the Commonwealth of Pennsylvania
28 hereby enacts as follows:

29 Section 1. Section 2 of the act of June 2, 1975 (P.L.3,

1 No.2), entitled "A supplement to the act of May 28, 1937
2 (P.L.955, No.265), entitled, as amended, 'An act to promote
3 public health, safety, morals, and welfare by declaring the
4 necessity of creating public bodies, corporate and politic, to
5 be known as housing authorities to engage in slum clearance, and
6 to undertake projects, to provide dwelling accommodations for
7 persons of low income; providing for the organization of such
8 housing authorities; defining their powers and duties; providing
9 for the exercise of such powers, including the acquisition of
10 property by purchase, gift or eminent domain, the renting and
11 selling of property, and including borrowing money, issuing
12 bonds, and other obligations, and giving security therefor;
13 prescribing the remedies of obligees of housing authorities;
14 authorizing housing authorities to enter into agreements,
15 including agreements with the United States, the Commonwealth,
16 and political subdivisions and municipalities thereof; defining
17 the application of zoning, sanitary, and building laws and
18 regulations to projects built or maintained by such housing
19 authorities; exempting the property and securities of such
20 housing authorities from taxation; and imposing duties and
21 conferring powers upon the State Planning Board, and certain
22 other State officers and departments,' providing for civil
23 service protection for certain employees of certain housing
24 authorities," is amended to read:

25 Section 2. (a) [The] Except as provided for in subsection
26 (d), the contract shall provide for a civil service merit system
27 for all management employees including administrative
28 nontechnical employees who are not subject to collective
29 bargaining agreements under the act of July 23, 1970 (P.L.563,
30 No.195), known as the "Public Employe Relations Act," of the

1 housing authority except members thereof. The civil service
2 commission shall use only the provisions of the "Civil Service
3 Act" in setting standards and principles for employment with the
4 authority. The commission shall include in the system the same
5 duties and obligations, rights, prerogatives, and appeals
6 provided for employees by the "Civil Service Act."

7 (b) The agreement shall provide that persons employed on the
8 effective date of this act shall continue in their present
9 positions, without taking an examination, and may be removed
10 only in accordance with section 807 of the "Civil Service Act."

11 (c) The agreement shall also provide that the compensation
12 of all authority employees shall be determined by the authority
13 in accordance with uniform schedules adopted by the authority
14 using the classifications established by the civil service
15 commission as a basis for such determination. In no event shall
16 the compensation of any person employed by an authority on the
17 effective date of this act be reduced through an action of the
18 civil service commission or the authority during the period he
19 holds the same position he held on that day.

20 (d) No executive director of any housing authority within a
21 county of the third class shall have any civil service
22 protection or coverage under this act.

23 Section 2. This act shall apply only to those persons hired
24 as executive directors of housing authorities in counties of the
25 third class after the effective date of this act.

26 Section 3. This act shall take effect immediately.