

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1973

Session of
2001

INTRODUCED BY GODSHALL, ALLEN, BARRAR, CAPPELLI, CLYMER,
CORNELL, CREIGHTON, DALLY, EGOLF, J. EVANS, FAIRCHILD,
FICHTER, HERSHEY, LEH, MELIO, ROSS, SATHER, SAYLOR, SCHRODER,
SHANER, STEIL, STERN, E. Z. TAYLOR, VANCE, WATSON AND
M. WRIGHT, OCTOBER 1, 2001

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 1, 2001

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2 of Pennsylvania, further providing for judicial
3 administration.

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 Pennsylvania is proposed in accordance with Article XI:

8 That section 10(c) of Article V be amended to read:

9 § 10. Judicial administration.

10 * * *

11 (c) The Supreme Court shall have the power to prescribe
12 general rules governing practice, procedure and the conduct of
13 all courts, justices of the peace and all officers serving
14 process or enforcing orders, judgments or decrees of any court
15 or justice of the peace, including the power to provide for
16 assignment and reassignment of classes of actions or classes of

1 appeals among the several courts as the needs of justice shall
2 require, and for admission to the bar and to practice law, and
3 the administration of all courts and supervision of all officers
4 of the Judicial Branch, if such rules are consistent with this
5 Constitution and neither abridge, enlarge nor modify the
6 substantive rights of any litigant, nor affect the right of the
7 General Assembly to determine the jurisdiction of any court or
8 justice of the peace, nor suspend nor alter any statute of
9 limitation or repose. [All] Except for statutes enacted by the
10 General Assembly relating to venue, all laws shall be suspended
11 to the extent that they are inconsistent with rules prescribed
12 under these provisions.

13 * * *

14 Section 2. (a) Upon the first passage by the General
15 Assembly of this proposed constitutional amendment, the
16 Secretary of the Commonwealth shall proceed immediately to
17 comply with the advertising requirements of section 1 of Article
18 XI of the Constitution of Pennsylvania and shall transmit the
19 required advertisements to two newspapers in every county in
20 which such newspapers are published in sufficient time after
21 passage of this proposed constitutional amendment.

22 (b) Upon the second passage by the General Assembly of this
23 proposed constitutional amendment, the Secretary of the
24 Commonwealth shall proceed immediately to comply with the
25 advertising requirements of section 1 of Article XI of the
26 Constitution of Pennsylvania and shall transmit the required
27 advertisements to two newspapers in every county in which such
28 newspapers are published in sufficient time after passage of
29 this proposed constitutional amendment. The Secretary of the
30 Commonwealth shall submit this proposed constitutional amendment

1 to the qualified electors of this Commonwealth at the first
2 primary, general or municipal election occurring at least three
3 months after the proposed constitutional amendment is passed by
4 the General Assembly.