

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1362 Session of
2017

INTRODUCED BY KAMPF, HARPER, JAMES, FREEMAN AND DALEY,
MAY 9, 2017

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MAY 9, 2017

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in home rule and optional plan
3 government, further providing for procedure for amendment of
4 charter or optional plan.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 2941(d) of Title 53 of the Pennsylvania
8 Consolidated Statutes is amended and the section is amended by
9 adding a subsection to read:

10 § 2941. Procedure for amendment of charter or optional plan.

11 * * *

12 (d) Initial apportionment.--If the referendum on the
13 question results in the approval by the voters to amend the home
14 rule charter or optional plan to provide for the election of the
15 governing body either by districts or partially by districts and
16 partially at large or in a change in the number of members of
17 the governing body, the initial apportionment of the districts
18 shall be made as follows:

19 (1) Except as provided in paragraph (2), by an

1 apportionment commission consisting of seven members, all of
2 whom shall reside in [such] the municipality. Two members of
3 the apportionment commission shall be appointed by the mayor.
4 Two members of the apportionment commission shall be
5 appointed by the governing body, one shall be appointed by
6 the mayor from a list of at least three qualified persons
7 recommended by the municipal committee of the political party
8 whose mayoral candidate received the highest number of votes
9 cast in the most recent mayoral election and one shall be
10 appointed by the mayor from a list of at least three
11 qualified persons recommended by the municipal committee of
12 the political party whose mayoral candidate received the
13 second highest votes in the most recent mayoral election. The
14 seventh member of the commission shall be elected at large by
15 a majority vote of the other six members and shall serve as
16 [chairman] chairperson of the commission.

17 (2) At the option of a municipality with a mayor, or for
18 a municipality without a mayor, the initial apportionment
19 shall be made by the members of the governing body of the
20 municipality consistent with section 903 (relating to
21 reapportionment by governing body).

22 (e) Subsequent apportionment.--For any municipality,
23 including a municipality with a mayor, a subsequent
24 apportionment shall be under Chapter 9 (relating to municipal
25 reapportionment).

26 Section 2. This act shall take effect in 60 days.