
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 449 Session of
2019

INTRODUCED BY MARTIN, AUMENT, STEFANO, PHILLIPS-HILL, SCARNATI,
DiSANTO, FOLMER, J. WARD AND WHITE, MARCH 19, 2019

REFERRED TO STATE GOVERNMENT, MARCH 19, 2019

AN ACT

1 Amending the act of February 14, 2008 (P.L.6, No.3), entitled
2 "An act providing for access to public information, for a
3 designated open-records officer in each Commonwealth agency,
4 local agency, judicial agency and legislative agency, for
5 procedure, for appeal of agency determination, for judicial
6 review and for the Office of Open Records; imposing
7 penalties; providing for reporting by State-related
8 institutions; requiring the posting of certain State contract
9 information on the Internet; and making related repeals," in
10 procedure, further providing for exceptions for public
11 records.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 708(b)(8) of the act of February 14, 2008
15 (P.L.6, No.3), known as the Right-to-Know Law, is amended to
16 read:

17 Section 708. Exceptions for public records.

18 * * *

19 (b) Exceptions.--Except as provided in subsections (c) and
20 (d), the following are exempt from access by a requester under
21 this act:

22 * * *

1 (8) (i) A record pertaining to strategy [or
2 negotiations] relating to labor relations or collective
3 bargaining and related arbitration proceedings. This
4 subparagraph shall not apply to negotiations, including
5 offers of settlement and information exchanged between
6 the parties in a collective bargaining procedure, or a
7 final or executed contract or agreement between the
8 parties in a collective bargaining procedure.

9 (ii) In the case of the arbitration of a dispute or
10 grievance under a collective bargaining agreement, an
11 exhibit entered into evidence at an arbitration
12 proceeding, a transcript of the arbitration or the
13 opinion. This subparagraph shall not apply to
14 negotiations, including offers of settlement and
15 information exchanged between the parties in the
16 arbitration of a dispute or grievance under a collective
17 bargaining procedure, or the final award or order of the
18 arbitrator in a dispute or grievance procedure.

19 * * *

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