

AN ACT

1 Amending the act of July 23, 1970 (P.L.563, No.195), entitled
2 "An act establishing rights in public employes to organize
3 and bargain collectively through selected representatives;
4 defining public employes to include employes of nonprofit
5 organizations and institutions; providing compulsory
6 mediation and fact-finding, for collective bargaining
7 impasses; providing arbitration for certain public employes
8 for collective bargaining impasses; defining the scope of
9 collective bargaining; establishing unfair employe and
10 employer practices; prohibiting strikes for certain public
11 employes; permitting strikes under limited conditions;
12 providing penalties for violations; and establishing
13 procedures for implementation," further providing for public
14 employees organizing, forming, joining or assisting employee
15 organizations and for subjects of bargaining for certain
16 public employees; and making related repeals.

17 The General Assembly of the Commonwealth of Pennsylvania
18 hereby enacts as follows:

19 Section 1. Sections 401 and 705 of the act of July 23, 1970
20 (P.L.563, No.195), known as the Public Employe Relations Act,
21 are amended to read:

22 Section 401. It shall be lawful for public employes to
23 organize, form, join or assist in employe organizations or to
24 engage in lawful concerted activities for the purpose of
25 collective bargaining or other mutual aid and protection or to

1 bargain collectively through representatives of their own free
2 choice and such employes shall also have the right to refrain
3 from any or all such activities[, except as may be required
4 pursuant to a maintenance of membership provision in a
5 collective bargaining agreement].

6 Section 705. (a) Membership dues deductions and maintenance
7 of membership are proper subjects of bargaining for public
8 employes subject to the conditions of section 805, 806 and 1001
9 with the proviso that as to the latter, the payment of dues and
10 assessments while members, may be the only requisite employment
11 condition.

12 (b) Political contributions, membership dues deductions and
13 maintenance of membership shall not be subjects of bargaining
14 for other public employes covered under this act, provided that
15 collective bargaining agreements entered into after the
16 effective date of this subsection with such employes shall not
17 contain such provisions.

18 Section 2. Repeals are as follows:

19 (1) The General Assembly declares that the repeals under
20 paragraph (2) are necessary to effectuate this act.

21 (2) The following are repealed:

22 (i) Section 2215(c) of the act of April 9, 1929
23 (P.L.177, No.175), known as The Administrative Code of
24 1929.

25 (ii) Section 4(a) of the act of June 2, 1993
26 (P.L.45, No.15), known as the Public Employee Fair Share
27 Fee Law.

28 Section 3. This act shall take effect in 60 days.