

AN ACT

1 Providing for a citizens' constitutional convention, for a
2 referendum on the question and for the nomination and
3 election of delegates; defining the powers and duties of the
4 convention; providing for operation of the convention;
5 conferring powers and imposing duties on the Governor, the
6 Lieutenant Governor, the Secretary of the Commonwealth, the
7 Chief Justice of the Supreme Court, certain judges of the
8 Commonwealth Court, the State Treasurer, the Auditor General,
9 the Attorney General, officers of the General Assembly, the
10 Pennsylvania Historical and Museum Commission and county
11 election boards; providing for a referendum on the
12 convention's report; imposing penalties; and making an
13 appropriation.

14

TABLE OF CONTENTS

15 Section 1. Short title.
16 Section 2. Definitions.
17 Section 3. Referendum.
18 Section 4. Delegates.
19 Section 5. Nomination of delegates and withdrawals.
20 Section 6. Election of delegates.
21 Section 7. Vacancies.
22 Section 8. Delegate candidate campaign finance.
23 Section 9. Convention Communications Commission.

- 1 Section 10. Organization of convention and sessions.
- 2 Section 11. Function.
- 3 Section 12. Manner of submitting proposals to electorate.
- 4 Section 13. Submission to electorate.
- 5 Section 14. Lobbying.
- 6 Section 15. Convention open to public.
- 7 Section 16. Judicial immunity.
- 8 Section 17. Penalties.
- 9 Section 18. Appropriation.
- 10 Section 19. Severability.
- 11 Section 20. Effective date.

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

14 Section 1. Short title.

15 This act shall be known and may be cited as the Citizens'
16 Constitutional Convention Act of 2013.

17 Section 2. Definitions.

18 The following words and phrases when used in this act shall
19 have the meanings given to them in this section unless the
20 context clearly indicates otherwise:

21 "Candidate." An individual seeking to become an elected
22 delegate to the convention.

23 "Commission." The Convention Communications Commission
24 established in section 9.

25 "Convention." The citizens' constitutional convention
26 authorized by this act.

27 "County board." A county board of elections.

28 "Delegate." An elected or alternate delegate to the
29 convention.

30 "Elected delegate." A delegate elected to the convention

1 under section 4(a) or a person filling a vacancy under section
2 7(b).

3 "Public official." A person elected by the public, elected
4 or appointed by a governmental body or an appointed official in
5 the executive, legislative or judicial branch of this
6 Commonwealth or any of its political subdivisions. The term
7 shall not include members of advisory boards that have no
8 authority to do any of the following:

9 (1) Expend public funds, other than reimbursement for
10 personal expenses.

11 (2) Otherwise exercise the power of the Commonwealth or
12 any of its political subdivisions.

13 "Secretary." The Secretary of the State of the Commonwealth.
14 Section 3. Referendum.

15 (a) Question.--At the municipal election on November 5,
16 2013, the following question shall be submitted to the
17 electorate of this Commonwealth to determine its will regarding
18 the creation of a convention:

19 Shall a constitutional convention be called in accordance
20 with and subject to the limitations and requirements
21 contained in the Citizens' Constitutional Convention Act
22 of 2013 to prepare for submission to the electorate
23 proposals for the revision of all Articles of the
24 Constitution of Pennsylvania except Article I, pertaining
25 to the Declaration of Rights?

26 (b) Referendum.--The Secretary shall certify the question to
27 the county board in each county within this Commonwealth. The
28 referendum shall be conducted in accordance with the act of June
29 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election
30 Code.

1 (c) Results.--The secretary shall certify the results of the
2 referendum and, if a majority of the electors casting votes on
3 the question under subsection (a) vote in the affirmative, shall
4 transmit notice of the vote to the Legislative Reference Bureau
5 for publication as a notice in the Pennsylvania Bulletin.

6 (d) Call.--If a majority of the electors voting upon the
7 question under subsection (a) vote in the affirmative, a
8 convention shall be called by the Governor.

9 Section 4. Delegates.

10 (a) The convention shall consist of three delegates elected
11 from each senatorial district. Each elector in each senatorial
12 district may vote for not more than two candidates. The three
13 candidates receiving the highest number of votes shall be
14 delegates.

15 (b) Qualifications.--A delegate shall meet the following
16 qualifications:

17 (1) Be at least 25 years of age prior to November 5,
18 2013.

19 (2) Have been a citizen and resident of this
20 Commonwealth for at least four years immediately prior to the
21 election.

22 (3) Have resided in and been a registered elector of the
23 senatorial district for at least one year immediately prior
24 to the election.

25 (4) Reside in the senatorial district during the
26 delegate's term of service.

27 (5) Not be a public official on the effective date of
28 this act nor during the delegate's term of service.

29 (6) Not be a registered lobbyist in this Commonwealth as
30 defined under 65 Pa.C.S. Ch. 13A (relating to lobbying

1 disclosure) on the effective date of this act nor during the
2 delegate's term of service.

3 (c) Salary.--Delegates shall be entitled to a salary equal
4 to the base salary of a member of the General Assembly during
5 the delegate's term of service, calculated on a pro rata basis
6 and payable monthly.

7 (d) Expenses.--Delegates shall be entitled to reimbursement
8 for the following expenses:

9 (1) Actual mileage traveled in a personal vehicle in the
10 performance of the delegate's duties during the delegate's
11 term of service, documented, reported and payable monthly at
12 the applicable Federal rate, including commuting mileage.

13 (2) Sums expended on other modes of ground
14 transportation in the performance of the delegate's duties
15 during the delegate's term of service, documented, reported
16 and payable monthly, including commuting expenses.

17 (3) Sums paid for overnight lodging required for the
18 convenience of delegates traveling more than 50 miles from
19 the delegate's residence in the performance of the delegate's
20 duties during the delegate's term of service, documented,
21 reported and payable monthly.

22 (e) Term of service.--The term of service for delegates
23 shall commence on the date each delegate takes the oath of
24 office. Terms shall expire on September 30, 2014, with the
25 following exceptions:

26 (1) The terms of delegate members of the preparatory
27 committee who are not members of the preparatory committee's
28 communications subcommittee shall expire on October 31, 2014.

29 (2) The terms of delegate members of the preparatory
30 committee who are members of the preparatory committee's

1 communications subcommittee shall expire on December 31,
2 2014.

3 (f) Immunity.--The following shall apply:

4 (1) A delegate shall in all cases, except treason,
5 felony, violation of oath of office and breach of the peace,
6 be privileged from arrest during attendance and travel to and
7 from the convention, except as provided for under section 17.

8 (2) A delegate shall not be questioned in any other
9 place for any speech or debate in the convention, except as
10 provided for under section 17.

11 (g) Exclusions.--The following shall apply:

12 (1) No delegate may, during the delegate's term of
13 service, be appointed to or hold any civil or other office in
14 this Commonwealth to which a salary, fee or perquisite is
15 attached.

16 (2) No member of Congress or other person holding any
17 office under the United States or this Commonwealth to which
18 a salary, fee or perquisite is attached, except of attorney
19 at law or in the National Guard or in a reserve component of
20 the armed forces of the United States may be a delegate
21 during their continuance in office.

22 (3) No delegate may serve as a public official for a
23 period of two years after the delegate's term of service
24 expires.

25 (4) No delegate may register as a lobbyist for any
26 purpose within this Commonwealth nor serve as an officer or
27 principal of any lobbying firm, as defined under 65 Pa.C.S. §
28 13A03 (relating to definitions) within this Commonwealth for
29 a period of two years after the delegate's term of service
30 expires.

1 Section 5. Nomination of delegates and withdrawals.

2 (a) Nomination.--Candidates for delegate shall be nominated
3 by petition in accordance with all of the following:

4 (1) The secretary shall prescribe the form of the
5 petition, which shall not include any reference to the
6 political affiliation of the candidate.

7 (2) A petition must be signed by at least 100 qualified
8 electors of the candidate's senatorial district in accordance
9 with all of the following:

10 (i) An elector may not sign more than two nomination
11 petitions.

12 (ii) A signer must state the signer's residence,
13 giving city, borough or township, with street and number,
14 and that the signer is a qualified elector of the
15 senatorial district. The signature must be dated.

16 (iii) A petition shall not be circulated prior to
17 July 1, 2013. A signature shall not be counted unless it
18 bears a date later than June 30, 2013.

19 (iv) A petition may be on one or more sheets.
20 Different sheets must be used for signers residing in
21 different counties. If more than one sheet is used, the
22 sheets must be bound together when offered for filing if
23 they are intended to constitute one petition, and each
24 sheet must be numbered consecutively at the foot of each
25 page, beginning with number one. Each sheet must have
26 appended to it an affidavit for the individual who
27 circulated it setting forth all of the following:

28 (A) That the individual is a qualified elector
29 of the senatorial district named in the petition.

30 (B) The individual's residence, giving city,

1 borough or township, with street and number.

2 (C) That the signers to the petition signed with
3 knowledge of the content of the petition.

4 (D) That the residences of the signers are
5 correctly stated.

6 (E) That each signer resides in the senatorial
7 district named in the affidavit.

8 (F) That each signer signed on the date set
9 forth.

10 (G) That, to the best of the affiant's knowledge
11 and belief, the signers are qualified electors of the
12 senatorial district.

13 (3) A petition shall be filed in the office of the
14 secretary by 5 p.m. on September 16, 2013. The candidate must
15 pay a filing fee of \$100 by certified check or money order.

16 (b) Candidate's affidavit.--A candidate shall file with the
17 secretary by 5 p.m. on September 16, 2013, an affidavit stating
18 all of the following:

19 (1) The candidate's residence with street and number and
20 post office address.

21 (2) That the candidate is eligible for the office of
22 delegate.

23 (3) That, if elected, the candidate will faithfully
24 observe the limitations and requirements imposed upon the
25 convention under this act.

26 (4) That the candidate meets the qualifications under
27 section 4(b).

28 (c) Statement of financial interests.--A candidate shall
29 file copies of a statement of financial interests with the
30 secretary and the State Ethics Commission by 5 p.m. on September

1 24, 2013.

2 (d) Withdrawal.--A candidate may withdraw as a candidate as
3 follows:

4 (1) Make a request in writing. The request shall be
5 signed by the candidate and acknowledged before an officer
6 empowered to administer oaths.

7 (2) File the request with the secretary by 5 p.m. on
8 September 19, 2013.

9 (e) Certification.--The secretary shall certify the names of
10 the nominees to each county board not later than September 20,
11 2013.

12 (f) Secretary.--The secretary shall provide all forms and
13 instructions for candidates in a timely and convenient manner
14 consistent with that used for legislative elections.

15 Section 6. Election of delegates.

16 (a) Election.--Elections for delegates shall be held at the
17 municipal election on November 5, 2013, and the ballot shall not
18 indicate the political party, if any, of the candidates. The
19 secretary shall forward to each county board the names of the
20 candidates. Candidates' names shall be grouped together on the
21 ballot without reference to party affiliation, separate from the
22 names of candidates for any other office and subsequent to the
23 question under section 3(a). Each elector voting at the
24 municipal election shall be entitled to vote for two candidates
25 from the elector's senatorial district.

26 (b) Upon approval of referendum.--If the question in section
27 3(a) is approved by a majority of the electors casting votes:

28 (1) The three candidates receiving the highest number of
29 votes shall be the delegates of that senatorial district.

30 (2) The candidate receiving the fourth-highest number of

1 votes shall be the first alternate delegate; the candidate
2 receiving the fifth-highest number of votes shall be the
3 second alternate delegate; and the candidate receiving the
4 sixth-highest number of votes shall be the third alternate
5 delegate.

6 (3) In the case of a tie vote, the election shall be
7 determined in accordance with the provisions of section 1418
8 of the act of June 3, 1937 (P.L.1333, No.320), known as the
9 Pennsylvania Election Code.

10 (4) Each county board shall, by November 19, 2013,
11 certify the return of the election for all delegates to the
12 secretary.

13 (5) The secretary shall, by November 26, 2013, certify
14 to the Governor the names of delegates and alternate
15 delegates.

16 Section 7. Vacancies.

17 (a) Candidate.--In the event of the death of a candidate
18 prior to September 20, 2013, that candidate's name shall be
19 removed from the ballot. In the event of the death of a
20 candidate on or after September 20, 2013, votes received by that
21 candidate in the municipal election shall be counted and
22 recorded, but void, and a vacancy shall exist.

23 (b) Delegate.--In the event of a vacancy in the office of
24 delegate, the first alternate delegate from the same senatorial
25 district shall become the delegate. If the first alternate
26 delegate is unable to serve, the second alternate delegate shall
27 become the delegate. If the second alternate delegate is unable
28 to serve, the third alternate delegate shall become the
29 delegate. If no such alternate delegate is available to fill a
30 vacancy, the remaining delegates from the same senatorial

1 district, together with the Senator from that district, shall
2 collectively nominate a single candidate to be confirmed by a
3 majority of the convention as soon as practicable to fill the
4 vacancy.

5 Section 8. Delegate candidate campaign finance.

6 (a) Reporting.--Candidates for delegate may comply with the
7 Commonwealth's existing campaign finance reporting law either as
8 an individual or with the assistance of an authorized
9 candidate's campaign committee, but not both.

10 (b) Isolated committees.--No existing political committee
11 shall be converted to a candidate's campaign committee, nor
12 shall any authorized candidate's campaign committee or funds be
13 used for any purpose other than influencing the election for
14 delegates or influencing the outcome of the referendum question
15 in section 3(a).

16 (c) Contributions and loans.--No candidate for delegate or
17 delegate candidate's campaign committee may accept financial or
18 in-kind contributions or loans from any entity other than an
19 individual residing within the senatorial district that the
20 candidate is vying to represent at the convention.

21 (d) Limits.--No candidate for delegate or delegate
22 candidate's campaign committee shall accept financial or in-kind
23 contributions or loans totaling more than \$1,000 in aggregate
24 from any individual from any individual, including the delegate
25 candidate.

26 (e) Expenditures.--A delegate candidate's campaign committee
27 shall not make any contributions, financial or in-kind, to any
28 other delegate candidate, delegate candidate's campaign
29 committee or other political candidate or committee.

30 (f) Cost sharing.--Delegate candidates or their campaign

1 committees may pool or share expenses with other delegate
2 candidates or their campaign committees, provided that the
3 expenses shall be divided equitably and duly reported by all
4 involved entities.

5 (g) Residual funds.--Delegate candidates and their campaign
6 committees in possession of residual campaign funds as of
7 December 31, 2013, shall:

8 (1) Transmit the funds to the convention on or before
9 January 31, 2014, if the electorate approves the question in
10 section 3(a).

11 (2) Distribute the funds to a charity registered with
12 the Bureau of Charitable Organizations or return them, pro
13 rata, to the contributors on or before January 31, 2014, if
14 the electorate does not approve the question in section 3(a).

15 Section 9. Convention Communications Commission.

16 (a) Formation.--If a majority of the electors voting upon
17 the question under section 3(a) vote in the affirmative, the
18 Governor shall form a Convention Communications Commission upon
19 publication of the notice under section 3(c).

20 (b) Duties.--The commission shall have the following duties:

21 (1) The commission shall establish a system of recording
22 and documenting all activities of the convention, its
23 committees and delegates during the performance of the
24 delegates' official duties, to include:

25 (i) Stenography or transcription posted on the
26 Internet website as soon as practicable.

27 (ii) Live television, radio and Internet broadcast
28 of working sessions of the convention.

29 (iii) Live or recorded television, radio and
30 Internet broadcast of committee meetings.

1 (2) The commission shall develop and establish a fully
2 searchable database for the collection and storage of all
3 testimony and transcripts of preconvention public hearings
4 conducted by the delegates and shall provide direction to
5 delegates regarding the transmission of those materials and
6 delegate summaries to the commission.

7 (3) The commission shall develop and establish a fully
8 searchable unified online presence for the convention, its
9 committees and delegates, to include:

10 (i) Public access to all video and audio recordings
11 and transcripts of convention sessions and committee
12 meetings.

13 (ii) Public access to timely updates of the journals
14 of the convention, hyperlinked to all relevant video and
15 audio recordings and debate and committee transcripts.

16 (iii) Public access to all committee reports,
17 hyperlinked to all relevant video and audio recordings
18 and testimony committee transcripts.

19 (iv) Public access to all preconvention materials
20 provided to the delegates by the convention's preparatory
21 committee.

22 (v) Public access to the database created for the
23 purpose of collection and storage of all preconvention
24 public hearings conducted by the delegates.

25 (vi) Public access to a directory of all delegates,
26 including biographical information.

27 (vii) Public access to a directory of all personnel
28 hired or contracted by the commission and the convention.

29 (viii) Public access to any documents subject to the
30 act of February 14, 2008 (P.L.6, No.3), known as the

1 Right-to-Know Law, treating the convention as an agency
2 of the Commonwealth.

3 (ix) Dedicated e-mail addresses for all delegates,
4 employees and contractors.

5 (x) A publicly viewable forum for each senatorial
6 district, where residents within that senatorial district
7 may register and login in a secure manner in order to
8 post their views and opinions regarding the convention's
9 proceedings and publicly communicate with their
10 delegates.

11 (4) The commission shall consult with the Pennsylvania
12 Historical and Museum Commission with respect to best
13 practices regarding the creation, maintenance and
14 preservation of permanent archives of all convention
15 activities, documents and records.

16 (c) Oversight.--The Governor shall oversee the commission
17 until such time as the convention assumes oversight under
18 section 10(c)(2).

19 (d) Funding.--The commission shall be funded from the
20 appropriation under section 18(a) subject to oversight by the
21 State Treasurer until such time as the convention assumes
22 oversight in accordance with section 18(b).

23 (e) Termination.--The commission shall terminate and cease
24 active operations no later than December 31, 2014.

25 (f) Post-termination.--All materials pertaining to the
26 convention shall be transferred to the Pennsylvania Historical
27 and Museum Commission for preservation on or before December 31,
28 2014. The Pennsylvania Historical and Museum Commission shall
29 maintain all records relating to the convention for a period of
30 no less than 50 years.

1 Section 10. Organization of convention and sessions.

2 (a) Convening.--The following shall apply:

3 (1) The convention shall convene in the hall of the
4 House of Representatives on December 6, 2013, at twelve noon.

5 (2) The Governor shall call the convention to order. The
6 Governor shall preside at its first session and until
7 permanent officers are elected. So long as the Governor
8 presides, the Governor may cast the deciding vote in the
9 event of a tie.

10 (3) The secretary shall certify the returns of the
11 elections for delegates and alternate delegates and issue
12 certificates of election.

13 (4) The Chief Justice of the Supreme Court shall
14 administer the oath of office in the following form:

15 I do solemnly swear (or affirm) that I will support,
16 obey and defend the Constitution of the United States
17 and the Constitution of Pennsylvania, that I will
18 abide by the limitations and requirements of the
19 Citizens' Constitutional Convention Act of 2013, and
20 that I will discharge my duties with fidelity.

21 (5) Each delegate shall sign and swear a written version
22 of the oath of office, provided by the secretary, to be
23 preserved with the official journals of the convention and
24 other copies as needed by the secretary.

25 (b) Organization.--The following shall apply:

26 (1) The convention shall be the final judge of the
27 qualifications of its own delegates.

28 (2) The convention shall elect from among its delegates
29 a president, first vice-president, second vice-president and
30 a secretary.

1 (3) The convention shall elect from among its delegates
2 15 members to serve on a preparatory committee with the
3 elected officers of the convention. The preparatory committee
4 shall also include the Majority Leader of the Senate, the
5 Minority Leader of the Senate, the Majority Leader of the
6 House of Representatives, the Minority Leader of the House of
7 Representatives, the State Treasurer and the Auditor General.

8 (4) The convention shall elect from among its delegates
9 12 members to serve on a judicial committee. The judicial
10 committee shall also include the Lieutenant Governor and
11 three judges of the Commonwealth Court, appointed by the
12 Chief Justice of the Supreme Court.

13 (5) No delegate may serve on both the preparatory
14 committee and the judicial committee.

15 (6) The convention shall organize ten committees to
16 separately address each Article of the Constitution of
17 Pennsylvania subject to the scope of the convention.

18 (7) The convention shall organize a committee on
19 arrangement, submission and address to the people.

20 (c) Duties of the preparatory committee.--The following
21 shall apply:

22 (1) The preparatory committee shall recommend procedural
23 rules for the convention, subject to adoption by a majority
24 of the delegates at the commencement of working sessions.

25 (2) The preparatory committee shall establish a
26 communications subcommittee, consisting of the elected
27 officers of the convention and three other delegate members
28 of the preparatory committee, to assume oversight of the
29 commission until termination.

30 (3) The preparatory committee shall establish guidelines

1 to direct the delegates in scheduling and conducting
2 preconvention public hearings.

3 (4) The preparatory committee shall assemble documents,
4 manuals and reference materials it deems useful in preparing
5 the delegates for the convention and disseminate a uniform
6 collection of the items in printed form to each delegate and
7 in a form useful to the commission as soon as practicable.

8 (5) The preparatory committee shall be authorized to do
9 all of the following, when required for the conduct of the
10 convention's business:

11 (i) Lease or otherwise obtain suitable meeting and
12 office space and purchase or lease supplies, equipment,
13 publications and other material necessary for the work of
14 the convention.

15 (ii) Hire or engage staff necessary for the work of
16 the convention.

17 (iii) Initiate relevant studies through its
18 personnel or in cooperation with any public or private
19 agencies.

20 (iv) Hold public hearings.

21 (v) Enter into contracts.

22 (vi) Receive from Commonwealth agencies, political
23 subdivisions and local agencies assistance necessary or
24 desirable to carry out properly its powers and duties
25 under this subsection.

26 (vii) Submit a budget and additional reports to the
27 General Assembly in sufficient time for the General
28 Assembly to pass any necessary appropriation acts
29 required under section 18(c).

30 (d) Duties of the judicial committee.--The following shall

1 apply:

2 (1) The judicial committee shall recommend rules
3 regarding the conduct of delegates, including censure,
4 suspension or removal, subject to adoption by a majority of
5 the delegates at the commencement of working sessions.

6 (2) The judicial committee shall recommend a system to
7 review and hear complaints from delegates and citizens
8 regarding violations of this act and, when deemed necessary,
9 for referral of such complaints to the Attorney General for
10 further investigation, subject to adoption by a majority of
11 the delegates at the commencement of working sessions.

12 (e) Organizational session.--The organizational session of
13 the convention shall be adjourned no later than 5 p.m. on
14 December 8, 2013.

15 (f) Preconvention hearings.--Delegates shall schedule and
16 hold public hearings during the month of January 2014 to hear
17 and collect testimony from citizens and experts regarding the
18 upcoming convention and its proceedings. In conducting the
19 hearings, the following shall apply:

20 (1) No fewer than four hearings shall be held in each
21 senatorial district.

22 (2) The three delegates from each senatorial district
23 shall rotate chairmanship of the hearings in their district.

24 (3) Testimony shall be accepted in written or verbal
25 form. Written testimony shall also be submitted in electronic
26 form when possible.

27 (4) Transcripts and testimony provided at the hearings
28 shall be transmitted to the commission for publication as
29 soon as practicable.

30 (5) Delegates shall provide a unified summary of their

1 public hearings for transmission to the commission as soon as
2 practicable, but no later than February 1, 2014, upon
3 conclusion of the public hearings in their senatorial
4 district.

5 (g) Working sessions.--Working sessions of the convention
6 shall commence on February 6, 2014.

7 (h) Sine Die Adjournment.--The convention shall adjourn sine
8 die no later than September 11, 2014.

9 Section 11. Function.

10 (a) Scope.--The convention has the power, by a vote of two-
11 thirds majority of delegates present on final passage, to make
12 recommendations to the electorate on all subjects contained
13 within the Constitution of Pennsylvania, except for those
14 contained within Article I pertaining to the Declaration of
15 Rights.

16 (b) Reorganization.--In dealing with the subject matter
17 under subsection (a), the convention may recommend amendment,
18 addition, deletion, division, transfer, continuation without
19 change and implementation schedules.

20 Section 12. Manner of submitting proposals to electorate.

21 (a) Convention.--The recommendations of the convention shall
22 be submitted to the electorate as determined by the convention.
23 The convention shall frame the ballot questions.

24 (b) Certification.--The president and secretary of the
25 convention shall certify the constitutional changes proposed and
26 the ballot questions to the secretary by September 25, 2014.

27 Section 13. Submission to electorate.

28 (a) Secretary.--The secretary shall:

29 (1) Publish the Constitution of Pennsylvania showing the
30 changes proposed by the convention and any address to the

1 people by the convention, in convenient printed form and in
2 convenient digital form at the earliest time practicable
3 after certification.

4 (2) Advertise the proposals and address of the
5 convention in no fewer than one newspaper of general
6 circulation in each county once during the second week of
7 October 2014 and once during the fourth week of October 2014.

8 (3) Send a sufficient number of copies of the printed
9 publication under paragraph (1) to each county board to
10 satisfy the requirements of subsection (b).

11 (4) Upon request of an elector, send a copy of the
12 publication under paragraph (1).

13 (b) County boards.--Each county board shall make the
14 publication under subsection (a)(1) available at each polling
15 place in a quantity equal to the number of voting booths,
16 terminals or stations at that polling place.

17 (c) Election.--The following shall apply:

18 (1) The recommendations of the convention shall be
19 submitted to the electors for their approval or rejection at
20 the general election on November 4, 2014.

21 (2) A majority affirmative vote of the electors casting
22 votes on the ballot questions certified under section 12(b)
23 in the election is necessary for the adoption of the
24 recommendations of the convention.

25 (d) Certification.--The secretary shall certify the results
26 of the election by November 25, 2014.

27 Section 14. Lobbying.

28 (a) Delegates.--The following shall apply:

29 (1) Direct lobbying of delegates by entities or persons
30 registered as lobbyists within this Commonwealth, other than

1 meetings between individual electors of a senatorial district
2 and the delegates representing the same district, shall be
3 prohibited.

4 (2) No delegate may accept any gift, meal, service or
5 other benefit or any promise of such in the future offered by
6 any party in an effort to influence the outcome of the
7 convention.

8 (b) Convention.--The following shall apply:

9 (1) Entities and persons prohibited from lobbying
10 delegates under subsection (a)(1) shall be permitted to lobby
11 the convention as a whole only by the following methods:

12 (i) Providing printed and electronic reference
13 materials in quantities sufficient for distribution to
14 all delegates and the commission, subject to any
15 pertinent policies adopted by the convention.

16 (ii) Providing printed and electronic or oral
17 testimony at a hearing before any committee or
18 subcommittee of the convention, subject to any pertinent
19 policies adopted by the convention.

20 (iii) Providing printed and electronic reference
21 materials to committees or subcommittees of the
22 convention in quantities sufficient for distribution to
23 all delegates and the commission, subject to any
24 pertinent policies adopted by the convention.

25 (2) The convention shall not accept, on behalf of its
26 delegates, any gift, meal, service or other benefit or any
27 promise of such in the future offered by any party in an
28 effort to influence the outcome of the convention.

29 (c) Definitions.--The terms used in this section shall have
30 the meanings given to them under 65 Pa.C.S. Ch 13A (relating to

1 lobbying disclosure) unless the context clearly indicates
2 otherwise.

3 Section 15. Convention open to public.

4 Sessions of the convention as a whole and all meetings of its
5 committees and subcommittees shall be open to the public.

6 Section 16. Judicial immunity.

7 Provided no portion of the resultant Constitution of
8 Pennsylvania, duly proposed by the convention and adopted by the
9 electorate according to the provisions of this act, is found to
10 be in violation of the Constitution of the United States, no
11 court of this Commonwealth may have the authority to overturn
12 its provisions.

13 Section 17. Penalties.

14 (a) Jurisdiction.--The Attorney General shall have original
15 jurisdiction over matters pertaining to this act and shall
16 develop a system for timely response to complaints and inquiries
17 from citizens, the convention's judicial committee and other
18 entities.

19 (b) Delegate candidates.--A person, who while a candidate
20 for delegate or while a delegate or alternate delegate, or whose
21 delegate candidate's campaign committee commits bribery, fraud
22 or willful violation of any provision of section 8 shall, upon
23 conviction, be disqualified from holding the office of delegate
24 and from any other public office as defined in section 2 and
25 shall be prohibited from registering as a lobbyist in this
26 Commonwealth for any purpose.

27 (c) Article I violation.--A person who, while a delegate,
28 proposes changes to Article I of the Constitution of
29 Pennsylvania to the convention shall be fined not less than
30 \$25,000, shall be subject to imprisonment for a term of not less

1 than one year, shall be forever disqualified from holding the
2 office of delegate and from any other public office as defined
3 in section 2 and shall be prohibited from registering as a
4 lobbyist in this Commonwealth for any purpose.

5 (d) Lobbyists.--The following shall apply:

6 (1) A lobbying entity registered in this Commonwealth
7 that commits bribery, fraud or a willful violation of any
8 provision of section 14(a) shall, upon conviction, be fined
9 not less than \$100,000, shall forfeit all of its assets to
10 the Commonwealth and shall be prohibited from registering as
11 a lobbying entity within this Commonwealth for any purpose.
12 All officers of any such organization shall be fined not less
13 than \$25,000, shall be subject to imprisonment for a term of
14 not less than one year, shall be prohibited from registering
15 as a lobbyist in this Commonwealth for any purpose and shall
16 be disqualified from holding any public office as defined
17 under section 2.

18 (2) A person, registered as a lobbyist in this
19 Commonwealth who commits bribery, fraud or a willful
20 violation of any provision of section 14(a) shall, upon
21 conviction, be fined not less than \$25,000, shall be subject
22 to imprisonment for a term of not less than one year, shall
23 be prohibited from registering as a lobbyist in this
24 Commonwealth for any purpose and shall be disqualified from
25 holding any public office as defined under section 2.

26 (e) Public officials.--The following shall apply:

27 (1) A public official who is assigned duties under this
28 act and who commits willful failure to perform those duties
29 shall, upon conviction, be fined not less than \$25,000, shall
30 be subject to imprisonment for a term of not less than one

1 year, shall be forever disqualified from holding any public
2 office as defined under section 2 and shall forfeit all
3 pension benefits funded by public moneys.

4 (2) A public official who is not assigned duties under
5 this act, who commits bribery, fraud or a willful violation
6 of any provision of this act, shall, upon conviction, be
7 fined not less than \$10,000, shall be subject to imprisonment
8 for a term of not less than one year, shall be disqualified
9 from holding any public office as defined under section 2 and
10 shall forfeit all pension benefits funded by public moneys.

11 (f) Other persons.--A person who commits bribery, fraud or a
12 willful violation of any provision of section 14(b)(2) shall,
13 upon conviction, be fined not less than \$10,000, shall be
14 subject to imprisonment for a term of not less than six months,
15 shall be prohibited from registering as a lobbyist in this
16 Commonwealth for any purpose and shall be disqualified from
17 holding any public office as defined under section 2.

18 Section 18. Appropriation.

19 (a) Transfer.--If the electorate approves the question in
20 section 3(a), the sum of \$25,000,000 shall be transferred from
21 the nonlapsing leadership accounts of the General Assembly, in
22 four equal contributions by the majority and minority caucuses
23 of the Senate and the House of Representatives, to the control
24 of the State Treasurer for the purpose of initially funding the
25 requirements of this act.

26 (b) Preparatory committee.--The preparatory committee shall
27 assume control of the initial appropriation when it deems
28 appropriate.

29 (c) Further sums required by the convention to perform its
30 duties shall be provided by the General Assembly as under

1 subsection (a) upon request by the convention in accordance with
2 subsection 10(c)(5)(vii).

3 Section 19. Severability.

4 If the limitation under section 11(a), excluding Article I of
5 the Constitution of Pennsylvania from the scope of the
6 convention, is held invalid, the entire act shall be invalid. If
7 any other provision of this act or the application of this act
8 to any person or circumstance is held invalid, the validity of
9 the remainder of this act and the application of the provisions
10 to other persons and circumstances shall not be affected
11 thereby.

12 Section 20. Effective date.

13 This act shall take effect as follows:

14 (1) Section 18 shall take effect upon publication of the
15 notice under section 3(c).

16 (2) The remainder of this act shall take effect
17 immediately.