

2021D07166MAB:MAC

No. _____

Legislative Reference Bureau

AN ACT

Amending the act of June 24, 1968 (P.L.237, No.111), referred to as the Policemen and Firemen Collective Bargaining Act, further providing for collective bargaining stalemate board of arbitration.

INTRODUCED _____ **20** _____

By _____ **District NO.** _____

By _____ **District NO.** _____

By _____ **District NO.** _____

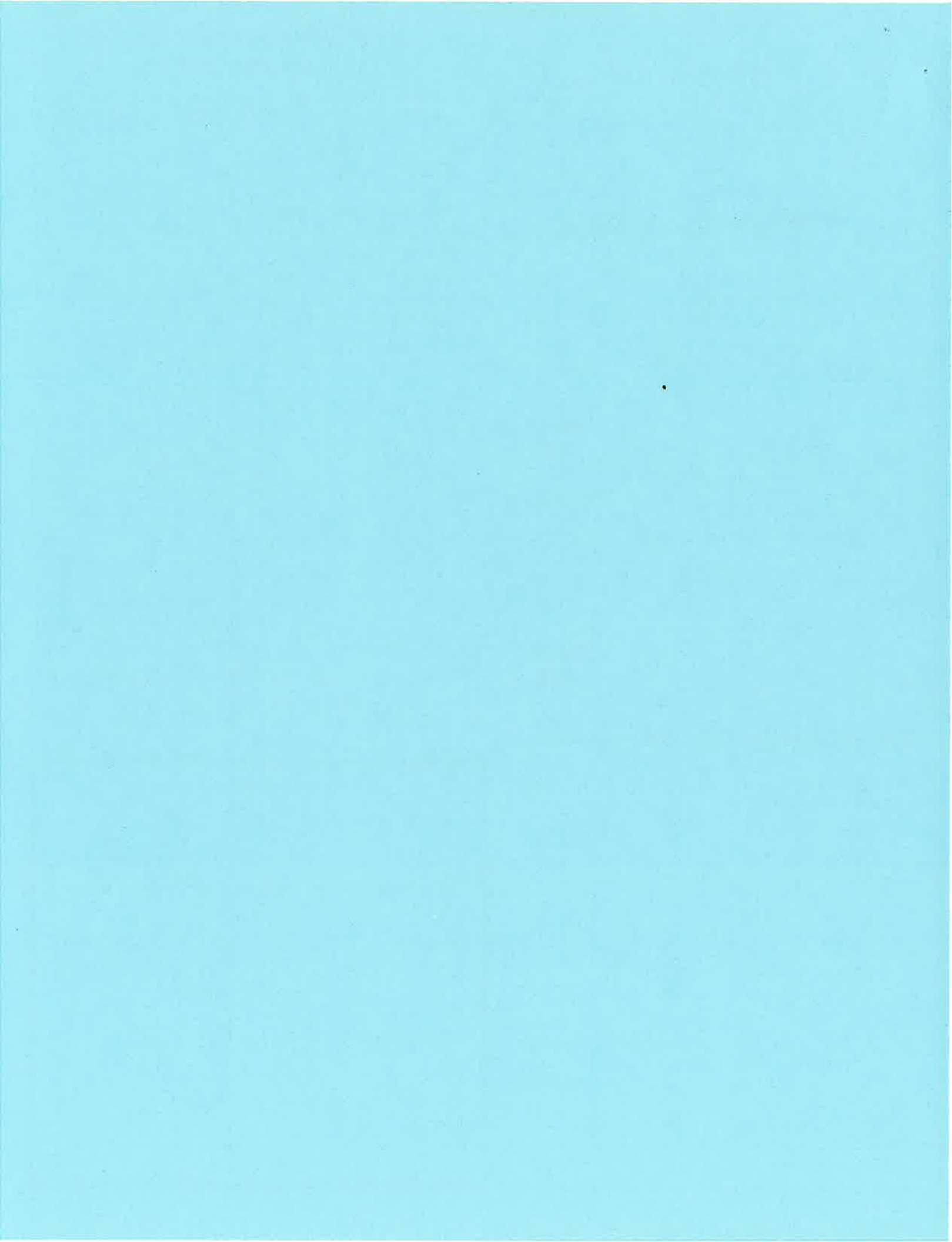
By _____ **District NO.** _____

See next page for additional co-sponsors.

Prior Session _____

Referred to Committee on	
Date _____	20 _____
Reported _____	20 _____
As Committed-Amended	
Recommendation	

By Hon. _____	



AN ACT

1 Amending the act of June 24, 1968 (P.L.237, No.111), entitled
2 "An act specifically authorizing collective bargaining
3 between policemen and firemen and their public employers;
4 providing for arbitration in order to settle disputes, and
5 requiring compliance with collective bargaining agreements
6 and findings of arbitrators," further providing for
7 collective bargaining stalemate board of arbitration.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 4(b) of the act of June 24, 1968
11 (P.L.237, No.111), referred to as the Policemen and Firemen
12 Collective Bargaining Act, is amended to read:

13 Section 4. * * *

14 (b) The following shall apply:

15 (1) The board of arbitration shall be composed of three
16 persons, one appointed by the public employer, one appointed by
17 the body of policemen or firemen involved, and a neutral third
18 ~~[member]~~ arbitrator to be agreed upon by the public employer and
19 ~~[such]~~ the policemen or firemen. The members of the board
20 representing the public employer and the policemen or firemen

1 shall be named within five days from the date of the request for
2 the appointment of [such] the board.

3 (2) If, after a period of ten days from the date of the
4 appointment of the two arbitrators appointed by the public
5 employer and by the policemen or firemen, the third arbitrator
6 has not been selected by them, [then] either arbitrator, within
7 five days, may request the [American Arbitration Association, or
8 its successor in function, to furnish a list of three members of
9 said association who are residents of Pennsylvania from which
10 the third arbitrator shall be selected. The arbitrator appointed
11 by the public employer shall eliminate one name from the list
12 within five days after publication of the list, following which
13 the arbitrator appointed by the policemen or firemen shall
14 eliminate one name from the list within five days thereafter.]
15 president judge of the county court of common pleas to furnish a
16 list of seven names from one of the following pools from which
17 the neutral third arbitrator shall be selected:

18 (i) attorneys in good standing who are residents of the area
19 served by the public employer, have experience in labor law and
20 have not represented one of the parties in the previous two
21 years;

22 (ii) a member of the American Arbitration Association or its
23 successor in function;

24 (iii) a member of the National Academy of Arbitrators or its
25 successor in function; or

26 (iv) other nationally recognized not-for-profit arbitration
27 association.

28 (3) The president judge shall make reasonable attempts to
29 ensure the list of seven potential arbitrators reflects the
30 demographic makeup of the area served by the public employer. In

1 the case of disputes involving an agency, authority or
2 instrumentality of this Commonwealth, the president judge of
3 Commonwealth Court shall provide a list under this subsection.

4 (4) Beginning with the first selection of arbitrators that
5 occurs between a public employer and policemen or firemen
6 employed on or after the effective date of this paragraph, the
7 policemen or fireman employed shall be the first to eliminate a
8 name from the list and, thereafter, the parties shall alternate
9 which party shall be the first to eliminate a name from the list
10 provided under paragraph (2). Each arbitrator shall then engage
11 in alternate eliminations of names from the list until only one
12 name remains on the list. The individual whose name remains on
13 the list shall be the third arbitrator and shall act as chairman
14 of the board of arbitration.

15 (5) The board of arbitration thus established shall commence
16 the arbitration proceedings within ten days after the neutral
17 third arbitrator is selected or such other time period agreed to
18 by the parties and shall make its determination within [thirty]
19 ninety days after the appointment of the neutral third
20 arbitrator.

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

