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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1618

Session of  
1989

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INTRODUCED BY GODSHALL, COHEN, NAHILL, WILSON, BUNT, TIGUE, FOX  
AND CLYMER, JUNE 5, 1989

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REFERRED TO COMMITTEE ON LABOR RELATIONS, JUNE 5, 1989

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A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth  
2 of Pennsylvania, providing for binding arbitration for  
3 certain public employees.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby resolves as follows:

6 Section 1. The following amendment to the Constitution of  
7 Pennsylvania is proposed in accordance with Article XI:

8 That section 31 of Article III be amended to read:

9 § 31. Delegation of certain powers prohibited.

10 (a) The General Assembly shall not delegate to any special  
11 commission, private corporation or association, any power to  
12 make, supervise or interfere with any municipal improvement,  
13 money, property or effects, whether held in trust or otherwise,  
14 or to levy taxes or perform any municipal function whatever.

15 (b) Notwithstanding the foregoing limitation or any other  
16 provision of the Constitution, the General Assembly may enact  
17 laws which provide that the findings of panels or commissions,

1 selected and acting in accordance with law for the adjustment or  
2 settlement of grievances or disputes or for collective  
3 bargaining between policemen [and], firemen and other classes of  
4 essential public employees designated by the General Assembly  
5 and their public employers, shall be binding upon all parties  
6 and shall constitute a mandate to the head of the political  
7 subdivision which is the employer, or to the appropriate officer  
8 of the Commonwealth if the Commonwealth is the employer, with  
9 respect to matters which can be remedied by administrative  
10 action, and to the lawmaking body of such political subdivision  
11 or of the Commonwealth, with respect to matters which require  
12 legislative action, to take the action necessary to carry out  
13 such findings.