
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 406

Session of
1977

INTRODUCED BY MRS. KERNICK, MESSRS. A. C. FOSTER, COWELL,
ABRAHAM, NOVAK, MRS. GILLETTE, MESSRS. TRELLO, GAMBLE, DUFFY,
ITKIN, FLAHERTY, ZELLER, HOPKINS, MRKONIC, NOYE, GOEBEL,
L. E. SMITH, SHUMAN, GALLAN, DOYLE, D. S. HAYES, MANMILLER,
ARTHURS, REED, CESSAR, LOGUE, FISHER, MELUSKEY, MRS. WISE,
MRS. GEORGE, MISS SIRIANNI, MESSRS. BROWN, FISCHER, GEESEY,
RUGGIERO, KUKOVICH AND POTT, MARCH 2, 1977

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
APRIL 5, 1978

AN ACT

1 Amending the act of June 1, 1956 (P.L.1959, No.657), entitled,
2 as amended, "An act fixing the salaries and compensation of
3 the Chief Justice and judges of the Supreme Court, the
4 President Judge and judges of the Superior Court, the judges
5 of the courts of common pleas, the judges of the orphans'
6 courts, the judges of the County Court of Philadelphia and
7 the judges of the County Court and Juvenile Court of
8 Allegheny County, certain associate judges not learned in the
9 law, certain state officers, and the salary and expenses of
10 the members of the General Assembly, and repealing certain
11 inconsistent acts," changing the authority of the commission
12 and ~~provisions relating to establishment of salaries.~~ FURTHER <—
13 PROVIDING FOR THE ADOPTION OF THE REPORTS OF THE COMMISSION.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. Subsection (b) of section 14.2, act of June 1,
17 1956 (P.L.1959, No.657), entitled, as amended, "An act fixing
18 the salaries and compensation of the Chief Justice and judges of
19 the Supreme Court, the President Judge and judges of the
20 Superior Court, the judges of the courts of common pleas, the

1 judges of the orphans' courts, the judges of the County Court of
2 Philadelphia and the judges of the County Court and Juvenile
3 Court of Allegheny County, certain associate judges not learned
4 in the law, certain state officers, and the salary and expenses
5 of the members of the General Assembly, and repealing certain
6 inconsistent acts," added June 29, 1976 (No.111), is amended to
7 read:

8 Section 14.2. * * *

9 (b) The commission shall make an exhaustive study of the
10 salaries, emoluments, mileage, per diem, travel and other
11 expense allowances and reimbursements of the Governor, the
12 Lieutenant Governor, the cabinet officers, the Auditor General
13 and the State Treasurer, the justices and judges of the Supreme
14 Court, the Superior Court, the Commonwealth Court, the courts of
15 common pleas, the Municipal Court of Philadelphia and the
16 Traffic Court of Philadelphia, and the officers and members of
17 the General Assembly. As soon as is practicable after the
18 effective date of this act for the initial report, and
19 thereafter for subsequent reports no later than 31 days before
20 the commencement of each term of the members of the General
21 Assembly, the commission shall submit to the Governor, the Chief
22 Justice, the President pro tempore of the Senate and the Speaker
23 of the House of Representatives its report [establishing]
24 recommending such salaries, emoluments, mileage, per diem,
25 travel and other expense allowances.

26 [The initial report shall take effect immediately, unless,
27 within 30 days following the date of submission thereof the
28 General Assembly shall, by concurrent resolution reject the
29 report, in whole or part, or enacts legislation as hereinafter
30 provided in this section. Reports submitted subsequent to the

1 initial report shall take effect and have the force and effect
2 of law at the beginning of the first pay period of the
3 subsequent term of the General Assembly or the date of
4 assumption of office of persons affected thereby after such
5 date, unless within 30 days following the date of submission
6 thereof, the General Assembly shall, by concurrent resolution,
7 reject the said report, in whole or in part, or unless within
8 said period the General Assembly shall enact legislation which
9 establishes a rate of pay or allowance differing from that
10 recommended by said report in whole or in part. That portion of
11 the report which is not inconsistent with the resolution or
12 legislation so adopted shall have the force and effect of law as
13 herein provided.]

14 The reports of the commission shall have only the effect of
15 recommending salaries, EMOLUMENTS, MILEAGE, PER DIEM, TRAVEL AND <—
16 OTHER EXPENSE ALLOWANCES to the General Assembly. The General
17 Assembly may accept or reject the report of the commission in
18 whole or in part as it deems necessary. In order for any <—
19 salaries to be changed it shall be necessary for the General
20 Assembly to establish such changes by concurrent resolution
21 within 30 days following the date of submission of the report of
22 the commission.

23 UPON RECEIPT, SUCH REPORTS SHALL BE PROPOSED TO EACH HOUSE OF <—
24 THE GENERAL ASSEMBLY AS A RESOLUTION OR RESOLUTIONS, SHALL BE
25 PLACED ON THE CALENDAR OF EACH HOUSE FOR THE NEXT LEGISLATIVE
26 DAY FOLLOWING THEIR RECEIPT, AND SHALL BE CONSIDERED BY EACH
27 HOUSE WITHIN 15 LEGISLATIVE DAYS BY THE GENERAL ASSEMBLY.

28 SUCH RESOLUTIONS SHALL TAKE EFFECT IF THEY ARE APPROVED BY A
29 MAJORITY VOTE OF THE DULY ELECTED MEMBERS OF EACH HOUSE DURING
30 SUCH 15-DAY PERIOD, OR MAY BE DISAPPROVED BY EITHER HOUSE DURING

1 THAT PERIOD BY A MAJORITY VOTE OF THE DULY ELECTED MEMBERSHIP OF
2 EACH HOUSE.

3 SUCH RESOLUTIONS SHALL BE CALLED UP FOR A VOTE ON FINAL
4 PASSAGE AND A ROLL CALL VOTE SHALL BE TAKEN ON FINAL PASSAGE
5 DURING SUCH 15-DAY PERIOD.

6 Section 2. This act shall take effect immediately.