

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1622 Session of 2007

INTRODUCED BY READSHAW, BELFANTI, BLACKWELL, BRENNAN, KORTZ, KULA, MARSHALL, McCALL, MUNDY, PETRARCA, RUBLEY, McILVAINE SMITH, SOLOBAY, VULAKOVICH AND YOUNGBLOOD, JUNE 25, 2007

AS REPORTED FROM COMMITTEE ON LABOR RELATIONS, HOUSE OF REPRESENTATIVES, AS AMENDED, OCTOBER 23, 2007

AN ACT

1 Amending the act of December 18, 1984 (P.L.1004, No.204),  
2 entitled "An act extending benefits to police chiefs or heads  
3 of police departments of political subdivisions of the  
4 Commonwealth who have been removed from bargaining units by  
5 the Pennsylvania Labor Relations Board," further providing  
6 for definitions and for salary of supervisory personnel <—  
7 SALARY OF NONUNION POLICE OFFICERS. <—

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

10 Section 1. Section 1 of the act of December 18, 1984  
11 (P.L.1004, No.204), entitled "An act extending benefits to  
12 police chiefs or heads of police departments of political  
13 subdivisions of the Commonwealth who have been removed from  
14 bargaining units by the Pennsylvania Labor Relations Board," is  
15 repealed AMENDED TO READ: <—

16 {Section 1. Salary of nonunion police officers. <—

17 Except in cities of the first and second class, the chief,  
18 superintendent or commissioner of police and other ranking  
19 officers in a political subdivision of the Commonwealth who have

1 ~~been removed from bargaining units under the act of June 24,~~  
2 ~~1968 (P.L.237, No.111), referred to as the Policemen and Firemen~~  
3 ~~Collective Bargaining Act, by rulings of the Pennsylvania Labor~~  
4 ~~Relations Board shall receive not less than the same dollar~~  
5 ~~increase including fringe benefits excluding overtime and~~  
6 ~~festive holiday pay as received by the highest ranking police~~  
7 ~~officer participating in the bargaining unit.]~~

8 ~~Section 2. The act is amended by adding sections to read:~~

9 ~~Section 1.1. Definitions.~~

10 ~~The following words and phrases when used in this act shall~~  
11 ~~have the meanings given to them in this section unless the~~  
12 ~~context clearly indicates otherwise:~~

13 ~~"Bargaining unit." A collective bargaining unit as provided~~  
14 ~~under the act of June 24, 1968 (P.L.237, No.111), referred to as~~  
15 ~~the Policemen and Firemen Collective Bargaining Act.~~

16 ~~"Supervisory personnel." The chief, superintendent or~~  
17 ~~commissioner of police and other ranking police officers in a~~  
18 ~~political subdivision of the Commonwealth, except that this term~~  
19 ~~does not apply to those individuals employed by cities of the~~  
20 ~~first and second class.~~

21 ~~Section 1.2. Salary of supervisory personnel.~~

22 ~~(a) Pay and benefits. Supervisory personnel who are not~~  
23 ~~members of bargaining units shall receive not less than the same~~  
24 ~~dollar increase including fringe benefits excluding overtime and~~  
25 ~~festive holiday pay as received by the highest ranking police~~  
26 ~~officer participating in the bargaining unit.~~

27 ~~(b) Additional persons. Supervisory personnel who have been~~  
28 ~~removed from bargaining units by rulings of the Pennsylvania~~  
29 ~~Labor Relations Board shall be subject to the provisions of~~  
30 ~~subsection (a).~~

1 ~~(c) Future personnel. Supervisory personnel who are not~~  
2 ~~members of bargaining units and who have not been removed from~~  
3 ~~bargaining units by rulings of the Pennsylvania Labor Relations~~  
4 ~~Board shall be subject to the provisions of subsection (a),~~  
5 ~~unless the governing body of the political subdivision, by~~  
6 ~~majority vote of the members elected to the governing body,~~  
7 ~~provides for a lesser annual increase or for no annual increase.~~

8 Section 3. ~~(a) Section 1.2(a) of the act shall apply to~~  
9 ~~supervisory personnel who are appointed to their positions prior~~  
10 ~~to the effective date of this section.~~

11 ~~(b) Sections 1.2(b) and (c) of the act shall apply to~~  
12 ~~supervisory personnel who are appointed to their positions on or~~  
13 ~~after the effective date of this section.~~

14 Section 4. ~~This act shall take effect in 60 days.~~

15 SECTION 1. SALARY OF NONUNION POLICE OFFICERS. ←

16 (A) GENERAL RULE.--EXCEPT IN CITIES OF THE FIRST AND SECOND  
17 CLASS, THE CHIEF, SUPERINTENDENT OR COMMISSIONER OF POLICE AND  
18 OTHER RANKING OFFICERS IN A POLITICAL SUBDIVISION OF THE  
19 COMMONWEALTH WHO [HAVE BEEN REMOVED FROM] ARE NOT MEMBERS OF  
20 BARGAINING UNITS UNDER THE ACT OF JUNE 24, 1968 (P.L.237,  
21 NO.111), REFERRED TO AS THE POLICEMEN AND FIREMEN COLLECTIVE  
22 BARGAINING ACT, [BY RULINGS OF THE PENNSYLVANIA LABOR RELATIONS  
23 BOARD] SHALL RECEIVE NOT LESS THAN THE SAME DOLLAR INCREASE  
24 INCLUDING FRINGE BENEFITS EXCLUDING OVERTIME AND FESTIVE HOLIDAY  
25 PAY AS RECEIVED BY THE HIGHEST RANKING POLICE OFFICER  
26 PARTICIPATING IN THE BARGAINING UNIT.

27 (B) DEFINITION.--AS USED IN THIS SECTION, THE TERM  
28 "BARGAINING UNIT" MEANS A COLLECTIVE BARGAINING UNIT AS PROVIDED  
29 UNDER THE POLICEMEN AND FIREMEN COLLECTIVE BARGAINING ACT.

30 SECTION 2. THIS ACT SHALL TAKE EFFECT IN 60 DAYS.