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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 267 Session of  
2015

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INTRODUCED BY LAWRENCE, METCALFE, CUTLER, DIAMOND, DUSH, EMRICK,  
GROVE, KAUFFMAN, KNOWLES, MCGINNIS, MUSTIO, SACCONI, SONNEY,  
TALLMAN, TRUITT, ROAE AND SCHLEGEL CULVER, MAY 14, 2015

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 14, 2015

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AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employes in certain departments, boards,  
17 and commissions; and prescribing the manner in which the  
18 number and compensation of the deputies and all other  
19 assistants and employes of certain departments, boards and  
20 commissions shall be determined," in powers and duties of  
21 Department of Labor and Industry, further providing for fair  
22 share fee and payroll deduction.

23 The General Assembly of the Commonwealth of Pennsylvania  
24 hereby enacts as follows:

25 Section 1. Section 2215(h) of the act of April 9, 1929  
26 (P.L.177, No.175), known as The Administrative Code of 1929,  
27 added July 13, 1988 (P.L.493, No.84), is amended to read:

1 Section 2215. Fair Share Fee; Payroll Deduction.--\* \* \*

2 (h) When a challenge is made under subsection (e)(2), the  
3 objector shall provide the exclusive representative with  
4 verification that the challenge is based on bona fide religious  
5 grounds. If the exclusive representative accepts the  
6 verification, the challenging nonmember shall pay the equivalent  
7 of the fair share fee to a nonreligious charity [agreed upon by  
8 the nonmember and the exclusive representative] chosen by the  
9 challenging nonmember and exempt from taxation under section  
10 501(c)(3) of the Internal Revenue Code of 1986 (Public Law 99-  
11 514, 26 U.S.C. § 501(c)(3)). If the exclusive representative  
12 rejects the verification because it is not based on bona fide  
13 religious grounds, the challenging nonmember may challenge that  
14 determination within forty (40) days from receipt of  
15 notification.

16 \* \* \*

17 Section 2. This act shall take effect immediately.