

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1649 Session of 2015

INTRODUCED BY PHILLIPS-HILL, CHRISTIANA, PICKETT, WARD, TALLMAN, KAUFFMAN, MACKENZIE, B. MILLER, A. HARRIS, IRVIN, FEE, WATSON, BLOOM, DUSH, GREINER, ZIMMERMAN, GROVE, ROAE, OBERLANDER, KLUNK, EVERETT, COX, NESBIT, SACCONI AND DIAMOND, OCTOBER 21, 2015

REFERRED TO COMMITTEE ON EDUCATION, OCTOBER 21, 2015

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
 2 act relating to the public school system, including certain
 3 provisions applicable as well to private and parochial
 4 schools; amending, revising, consolidating and changing the
 5 laws relating thereto," in collective bargaining, further
 6 providing for definitions; and prohibiting full-time union
 7 leave.

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

10 Section 1. Section 1101-A of the act of March 10, 1949
 11 (P.L.30, No.14), known as the Public School Code of 1949, is
 12 amended by adding a definition to read:

13 Section 1101-A. Definitions.--When used in this article, the
 14 following words and phrases shall have the following meanings:

15 * * *

16 "Full-time union leave" shall mean any arrangement under
 17 which employes continue to receive full or partial compensation
 18 or benefits from an employer, regardless of whether the employer
 19 is reimbursed for such compensation, while on leave from

1 employment for more than three (3) consecutive weekdays or
2 thirty (30) total weekdays each school year for the purpose of
3 service with an employe organization. The term does not include
4 sabbatical leaves as granted in section 1166, military leave as
5 granted under section 1176 or leave for elective public office
6 as granted under section 1182.

7 * * *

8 Section 2. The act is amended by adding a section to read:

9 Section 1173-A. Full-time union leave.--(a) No collective
10 bargaining agreement or contract between an employe organization
11 and school district of the first class or a school district of
12 the first class A, entered into, renewed or extended on or after
13 the effective date of this section may permit full-time union
14 leave for an employe or allow an employe to continue to accrue
15 benefits, seniority or service credit as defined in 24 Pa.C.S. §
16 8102 (relating to definitions), notwithstanding a leave for
17 service with a collective bargaining organization as defined in
18 24 Pa.C.S. § 8102.

19 (b) Except as required by a collective bargaining agreement
20 entered into prior to the effective date of this section and
21 remaining in effect on the effective date of this section, no
22 employe may continue to accrue benefits, seniority or service
23 credit while on full-time union leave, notwithstanding a leave
24 for service with a collective bargaining organization as defined
25 in 24 Pa.C.S. § 8102.

26 Section 3. This act shall take effect immediately.