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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 167 Session of  
2017

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INTRODUCED BY WAGNER, BARTOLOTTA, VULAKOVICH, DiSANTO, FOLMER,  
WHITE, ALLOWAY, AUMENT, SCARNATI, MARTIN, REGAN,  
EICHELBERGER, CORMAN AND RESCHENTHALER, JANUARY 20, 2017

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REFERRED TO STATE GOVERNMENT, JANUARY 20, 2017

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A JOINT RESOLUTION

1 Proposing integrated amendments to the Constitution of the  
2 Commonwealth of Pennsylvania, prohibiting the Executive  
3 Department and school districts from making payroll  
4 collections of dues, fees and political contributions.

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

7 Section 1. The following integrated amendments to the  
8 Constitution of Pennsylvania are proposed in accordance with  
9 Article XI:

10 (1) That Article IV be amended by adding a section to read:

11 § 20. Payroll collection of dues, fees and political  
12 contributions.

13 No agency in the Executive Department may use its payroll  
14 system to collect membership dues, nonmembership fees or a  
15 political contribution from an employee. A provision in a  
16 collective bargaining agreement which authorizes collection in  
17 violation of this section is void.

18 (2) That section 9 of Article IX be amended to read:

1 § 9. [Appropriation for public] Public purposes.

2     (a) The General Assembly shall not authorize any  
3 municipality or incorporated district to become a stockholder in  
4 any company, association or corporation, or to obtain or  
5 appropriate money for, or to loan its credit to, any  
6 corporation, association, institution or individual. The General  
7 Assembly may provide standards by which municipalities or school  
8 districts may give financial assistance or lease property to  
9 public service, industrial or commercial enterprises if it shall  
10 find that such assistance or leasing is necessary to the health,  
11 safety or welfare of the Commonwealth or any municipality or  
12 school district. Existing authority of any municipality or  
13 incorporated district to obtain or appropriate money for, or to  
14 loan its credit to, any corporation, association, institution or  
15 individual, is preserved.

16     (b) A school district may not use its payroll system to  
17 collect membership dues, nonmembership fees or a political  
18 contribution from an employee. A provision in a collective  
19 bargaining agreement which authorizes collection in violation of  
20 this subsection is void.

21     Section 2. (a) Upon the first passage by the General  
22 Assembly of these proposed constitutional amendments, the  
23 Secretary of the Commonwealth shall proceed immediately to  
24 comply with the advertising requirements of section 1 of Article  
25 XI of the Constitution of Pennsylvania and shall transmit the  
26 required advertisements to two newspapers in every county in  
27 which such newspapers are published in sufficient time after  
28 passage of these proposed constitutional amendments.

29     (b) Upon the second passage by the General Assembly of these  
30 proposed constitutional amendments, the Secretary of the

1 Commonwealth shall proceed immediately to comply with the  
2 advertising requirements of section 1 of Article XI of the  
3 Constitution of Pennsylvania and shall transmit the required  
4 advertisements to two newspapers in every county in which such  
5 newspapers are published in sufficient time after passage of  
6 these proposed constitutional amendments. The Secretary of the  
7 Commonwealth shall submit the proposed constitutional amendments  
8 under section 1 of this resolution to the qualified electors of  
9 this Commonwealth as a single ballot question at the first  
10 primary, general or municipal election which meets the  
11 requirements of and is in conformance with section 1 of Article  
12 XI of the Constitution of Pennsylvania and which occurs at least  
13 three months after the proposed constitutional amendments are  
14 passed by the General Assembly.