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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1535 Session of  
2019

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INTRODUCED BY WHEATLEY, KINSEY, FRANKEL, HARRIS, KENYATTA, HILL-  
EVANS, SCHLOSSBERG, A. DAVIS, CIRESI AND HOWARD, JUNE 3, 2019

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 3, 2019

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AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled  
2 "An act concerning elections, including general, municipal,  
3 special and primary elections, the nomination of candidates,  
4 primary and election expenses and election contests; creating  
5 and defining membership of county boards of elections;  
6 imposing duties upon the Secretary of the Commonwealth,  
7 courts, county boards of elections, county commissioners;  
8 imposing penalties for violation of the act, and codifying,  
9 revising and consolidating the laws relating thereto; and  
10 repealing certain acts and parts of acts relating to  
11 elections," in election districts and polling places,  
12 providing for population of congressional and State  
13 legislative districts.

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

16 Section 1. The act of June 3, 1937 (P.L.1333, No.320), known  
17 as the Pennsylvania Election Code, is amended by adding a  
18 section to read:

19 Section 507. Population of Congressional and State  
20 Legislative Districts.--As determined by the Federal decennial  
21 census, the population used to define the boundary of a  
22 congressional district or State legislative district in a  
23 congressional redistricting statute or the Final Plan of the

1 Legislative Reapportionment Commission shall be calculated as  
2 follows:

3 (1) The population shall not include persons who are  
4 incarcerated in Federal, State or private correctional  
5 facilities and were not residents of this Commonwealth before  
6 their incarceration.

7 (2) The population shall include persons who are  
8 incarcerated in Federal, State or private correctional  
9 facilities and were residents of this Commonwealth before their  
10 incarceration. The persons specified under this paragraph shall  
11 be considered residents of the congressional district or State  
12 legislative district according to their last known address.

13 Section 2. This act shall take effect immediately.