

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1424 Session of 2021

INTRODUCED BY WHEATLEY, FRANKEL, N. NELSON, SCHLOSSBERG, ZABEL, SANCHEZ, KINSEY, HOHENSTEIN, HILL-EVANS, CIRESI, HOWARD, PARKER, D. WILLIAMS, WEBSTER, SIMS, McCLINTON, WARREN, LEE AND MADDEN, MAY 14, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 14, 2021

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

1 congressional redistricting statute or the Final Plan of the  
2 Legislative Reapportionment Commission shall be calculated as  
3 follows:

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

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

14 Section 2. This act shall take effect immediately.