

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2149 Session of
2021

INTRODUCED BY SOLOMON, GUENST, A. DAVIS, GILLEN, N. NELSON,
BROOKS, M. MACKENZIE AND KEEFER, DECEMBER 10, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, DECEMBER 10, 2021

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2 of Pennsylvania, further providing for removal of civil
3 officers.

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

6 Section 1. The following amendment to the Constitution of
7 Pennsylvania is proposed in accordance with Article XI:

8 That section 7 of Article VI be amended to read:

9 § 7. Removal of civil officers.

10 All civil officers shall hold their offices on the condition
11 that they behave themselves well while in office, and shall be
12 removed on a guilty verdict, the entry of a guilty plea or a
13 plea of nolo contendere or the acceptance of Accelerated
14 Rehabilitative Disposition for a conviction of misbehavior in
15 office [or of any infamous crime.] or for a criminal offense
16 classified above a misdemeanor of the first degree. Appointed
17 civil officers, other than judges of the courts of record, may
18 be removed at the pleasure of the power by which they shall have

1 been appointed. All civil officers elected by the people, except
2 the Governor, the Lieutenant Governor, members of the General
3 Assembly and judges of the courts of record, shall be removed by
4 the Governor for reasonable cause, after due notice and full
5 hearing, on the address of two-thirds of the Senate.

6 Section 2. (a) Upon the first passage by the General
7 Assembly of this proposed constitutional amendment, the
8 Secretary of the Commonwealth shall proceed immediately to
9 comply with the advertising requirements of section 1 of Article
10 XI of the Constitution of Pennsylvania and shall transmit the
11 required advertisements to two newspapers in every county in
12 which such newspapers are published in sufficient time after
13 passage of this proposed constitutional amendment.

14 (b) Upon the second passage by the General Assembly of this
15 proposed constitutional amendment, the Secretary of the
16 Commonwealth shall proceed immediately to comply with the
17 advertising requirements of section 1 of Article XI of the
18 Constitution of Pennsylvania and shall transmit the required
19 advertisements to two newspapers in every county in which such
20 newspapers are published in sufficient time after passage of
21 this proposed constitutional amendment. The Secretary of the
22 Commonwealth shall submit this proposed constitutional amendment
23 to the qualified electors of this Commonwealth at the first
24 primary, general or municipal election which meets the
25 requirements of and is in conformance with section 1 of Article
26 XI of the Constitution of Pennsylvania and which occurs at least
27 three months after the proposed constitutional amendment is
28 passed by the General Assembly.