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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 834 Session of  
2023

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INTRODUCED BY KEEFER, HAMM, MOUL, KAUFFMAN, MENTZER, M. JONES,  
ROWE, ZIMMERMAN, LEADBETER AND T. JONES, APRIL 4, 2023

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REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, APRIL 4, 2023

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AN ACT

1 Amending the act of July 23, 1970 (P.L.563, No.195), entitled  
2 "An act establishing rights in public employes to organize  
3 and bargain collectively through selected representatives;  
4 defining public employes to include employes of nonprofit  
5 organizations and institutions; providing compulsory  
6 mediation and fact-finding, for collective bargaining  
7 impasses; providing arbitration for certain public employes  
8 for collective bargaining impasses; defining the scope of  
9 collective bargaining; establishing unfair employe and  
10 employer practices; prohibiting strikes for certain public  
11 employes; permitting strikes under limited conditions;  
12 providing penalties for violations; and establishing  
13 procedures for implementation," in employee rights, providing  
14 for conditions of collective bargaining agreement; and, in  
15 scope of bargaining, further providing for maintenance of  
16 membership.

17 The General Assembly of the Commonwealth of Pennsylvania  
18 hereby enacts as follows:

19 Section 1. The act of July 23, 1970 (P.L.563, No.195), known  
20 as the Public Employe Relations Act, is amended by adding a  
21 section to read:

22 Section 402. No collective bargaining agreement entered into  
23 on or after the effective date of this section shall establish  
24 conditions for when a public employe may join or resign from an  
25 employe organization acting as the exclusive representative of a

1 unit.

2 Section 2. Section 705 of the act is amended to read:

3 Section 705. [~~Membership~~] (a) Subject to subsection (b),  
4 membership dues deductions and maintenance of membership are  
5 proper subjects of bargaining with the proviso that as to the  
6 latter, the payment of dues and assessments while members, may  
7 be the only requisite employment condition.

8 (b) On or after the effective date of this subsection,  
9 maintenance of membership shall not be a proper subject of  
10 bargaining. No collective bargaining agreement entered into on  
11 or after the effective date of this subsection may contain a  
12 provision regarding maintenance of membership.

13 Section 3. This act shall take effect immediately.