

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 52 Session of 2013

INTRODUCED BY F. KELLER, COX, KNOWLES, BLOOM, METCALFE, RAPP, AUMENT, CLYMER, CUTLER, DAY, DENLINGER, EVERETT, GILLEN, GINGRICH, GRELL, GROVE, HAHN, HELM, HICKERNELL, KAUFFMAN, M. K. KELLER, LAWRENCE, MACKENZIE, MARSICO, MCGINNIS, MILLER, MOUL, REGAN, ROAE, ROCK, SAYLOR, SWANGER AND TALLMAN, APRIL 30, 2013

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, APRIL 30, 2013

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
 2 "An act providing for and reorganizing the conduct of the  
 3 executive and administrative work of the Commonwealth by the  
 4 Executive Department thereof and the administrative  
 5 departments, boards, commissions, and officers thereof,  
 6 including the boards of trustees of State Normal Schools, or  
 7 Teachers Colleges; abolishing, creating, reorganizing or  
 8 authorizing the reorganization of certain administrative  
 9 departments, boards, and commissions; defining the powers and  
 10 duties of the Governor and other executive and administrative  
 11 officers, and of the several administrative departments,  
 12 boards, commissions, and officers; fixing the salaries of the  
 13 Governor, Lieutenant Governor, and certain other executive  
 14 and administrative officers; providing for the appointment of  
 15 certain administrative officers, and of all deputies and  
 16 other assistants and employes in certain departments, boards,  
 17 and commissions; and prescribing the manner in which the  
 18 number and compensation of the deputies and all other  
 19 assistants and employes of certain departments, boards and  
 20 commissions shall be determined," eliminating authority for  
 21 the fair share fee for employees of Commonwealth entities;  
 22 and relieving certain employee organizations of certain  
 23 duties and obligations.

24 The General Assembly of the Commonwealth of Pennsylvania  
 25 hereby enacts as follows:

26 Section 1. The definitions of "Commonwealth" and "public

1 employer" in section 2215 of the act of April 9, 1929 (P.L.177,  
2 No.175), known as The Administrative Code of 1929, added July  
3 13, 1988 (P.L.493, No.84), are amended to read:

4 Section 2215. Fair Share Fee; Payroll Deduction.--(a) As  
5 used in this section, the following words and phrases shall have  
6 the meanings given to them in this subsection:

7 \* \* \*

8 ["Commonwealth" shall mean the Commonwealth of Pennsylvania,  
9 including any board, commission, department, agency or  
10 instrumentality of the Commonwealth.]

11 \* \* \*

12 "Public employer" shall mean [the Commonwealth of  
13 Pennsylvania or] a school entity.

14 \* \* \*

15 Section 2. No collective bargaining agreement made after the  
16 effective date of this section by any Commonwealth entity as  
17 formerly defined in section 2215 of the act nor any extension of  
18 an existing collective bargaining agreement made after the  
19 effective date of this section may require payment of a fair  
20 share fee to the exclusive representative by a nonmember of the  
21 exclusive representative.

22 Section 3. This act shall take effect immediately.