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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1083 Session of  
2015

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INTRODUCED BY PHILLIPS-HILL, M. K. KELLER, LAWRENCE, DUSH,  
PEIFER, CUTLER, D. PARKER, IRVIN, ZIMMERMAN, MARSICO,  
MENTZER, HARHART, SAYLOR, WARD, GILLEN, GROVE, B. MILLER,  
KLUNK, RADER, BAKER, WHEELAND, EVERETT, DIAMOND AND TRUITT,  
APRIL 28, 2015

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REFERRED TO COMMITTEE ON EDUCATION, APRIL 28, 2015

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A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth  
2 of Pennsylvania, prohibiting the passage of unfunded  
3 directives from the General Assembly concerning education  
4 passed through legislation.

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

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

9 (1) That Article III be amended by adding a section to read:

10 § 10.1. Unfunded education mandates.

11 (a) To provide an efficient system of education, any mandate  
12 enacted by statute, regulation or executive order establishing a  
13 new education program shall provide the necessary funding for  
14 the implementation of the program.

15 (b) Any statute, regulation or executive order establishing  
16 a new education program or reauthorizing an existing education  
17 program which is not wholly funded by the Commonwealth shall not

1 be implemented until the funds necessary for full implementation  
2 have been appropriated.

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

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