
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 592 Session of
2017

INTRODUCED BY DUSH, BLOOM, GROVE, MILLARD, MOUL, RYAN, SACCONI
AND ZIMMERMAN, FEBRUARY 24, 2017

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 24, 2017

AN ACT

1 Providing for notice and disclosure of proposed collective
2 bargaining agreements and related documents and for open
3 records.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the Public
8 Employer Collective Bargaining Transparency Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Employee organization." As defined as "employee
14 organization" in section 301(3) of the act of July 23, 1970
15 (P.L.563, No.195), known as the Public Employe Relations Act.

16 "Proposed collective bargaining agreement." The terms of
17 bargaining between a public employer and an employee
18 organization that:

1 (1) apply to wages, hours, terms and conditions of
2 employment, benefits and working conditions; and

3 (2) are:

4 (i) Reduced to writing.

5 (ii) Agreed upon by designated representatives of
6 the public employer and the employee organization.

7 (iii) Submitted for acceptance as a contract to the
8 public employer and the employee organization.

9 "Public employee" or "employee." As defined as "public
10 employe" or "employe" in section 301(2) of the act of July 23,
11 1970 (P.L.563, No.195), known as the Public Employe Relations
12 Act.

13 "Public employer." As defined in section 301(1) of the act
14 of July 23, 1970 (P.L.563, No.195), known as the Public Employe
15 Relations Act. The term does not include any of the following:

16 (1) A nonprofit organization or institution.

17 (2) A charitable, religious, scientific, literary,
18 recreational, health, educational or welfare institution
19 receiving grants or appropriations from Federal, State or
20 local government.

21 (3) A State-related institution as defined in 62 Pa.C.S.
22 § 103 (relating to definitions).

23 Section 3. Notice of proposed collective bargaining agreement.

24 (a) Notice.--A public employer shall provide notice prior to
25 signing a proposed collective bargaining agreement. The notice
26 shall include all of the following:

27 (1) A statement of the terms of the proposed collective
28 bargaining agreement.

29 (2) An estimate of the costs to the public employer
30 associated with the proposed collective bargaining agreement.

1 (b) Posting.--The notice required shall be posted on the
2 public employer's publicly accessible Internet website beginning
3 at least two weeks prior to the signing of the proposed
4 collective bargaining agreement and continuing until at least 30
5 days after the signing of the collective bargaining agreement.
6 If a public employer does not have a publicly accessible
7 Internet website, the public employer must publish in printed
8 format the required notice once at least two weeks prior to the
9 signing of the proposed collective bargaining agreement and make
10 the notice publicly accessible in the main office of the public
11 employer.

12 (c) Unenforceability.--A collective bargaining agreement
13 executed without providing the notice required under this
14 section shall be void and unenforceable in its entirety.
15 Section 4. Internet access to approved collective bargaining
16 agreement.

17 Ten business days after an employee representative and public
18 employer execute a proposed collective bargaining agreement, the
19 public employer shall transmit the collective bargaining
20 agreement to the Office of Administration where it shall be
21 posted on the Office of Administration's publicly accessible
22 Internet website within 10 business days of receipt.

23 Section 5. Open records.

24 Notwithstanding section 708(b)(8) of the act of February 14,
25 2008 (P.L.6, No.3), known as the Right-to-Know Law, the
26 following records shall be accessible by a requester:

27 (1) A proposed collective bargaining agreement made by a
28 public employer or received by a public employer from an
29 employee organization.

30 (2) Any documents that are presented by a public

1 employer or received by a public employer from an employee
2 organization in the course of collective bargaining.
3 Section 6. Effective date.
4 This act shall take effect in 30 days.