

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1059 Session of
2015

INTRODUCED BY ALLOWAY, EICHELBERGER, SCARNATI, FOLMER,
BARTOLOTTA, WAGNER, MENSCH, WARD, AUMENT AND STEFANO,
DECEMBER 21, 2015

REFERRED TO STATE GOVERNMENT, DECEMBER 21, 2015

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 representation, further
14 providing for representation elections and for certified
15 representatives.

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

18 Section 1. Sections 605(1) and 607 of the act of July 23,
19 1970 (P.L.563, No.195), known as the Public Employe Relations
20 Act, are amended to read:

21 Section 605. Representation elections shall be conducted by
22 secret ballot at such times and places selected by the board
23 subject to the following:

24 (1) The board shall give no less than ten days notice of the

1 time and place of such election. No election may be conducted
2 less than forty calendar days following the filing of an
3 election petition. For the purposes of notifying the eligible
4 electorate, the employer shall provide the board with a list of
5 employe names and home mailing addresses of all eligible voters
6 within seven days following the board's determination of the
7 appropriate unit or following an agreement between the employer
8 and the employe organization regarding eligible voters. The
9 information provided is confidential and not subject to the act
10 of February 14, 2008 (P.L.6, No.3), known as the "Right-to-Know
11 Law."

12 * * *

13 Section 607. (a) If there is a duly certified
14 representative: (i) a public employe or a group of public
15 employes may file a petition for decertification provided it is
16 supported by a thirty per cent showing of interest, or (ii) a
17 public employer alleging a good faith doubt of the majority
18 status of said representative may file a petition in accordance
19 with the rules and regulations established by the board, subject
20 to the provisions of clause (7) of section 605.

21 (b) The board shall conduct recertification elections upon
22 expiration of a collective bargaining agreement, but no less
23 than every four years. The election will be in accordance with
24 the rules and regulations established by the board, subject to
25 the provisions of clause (7) of section 605.

26 Section 2. This act shall take effect in 60 days.