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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1140 Session of  
2015

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INTRODUCED BY STEFANO, EICHELBERGER, VULAKOVICH, SCARNATI,  
MENSCH, RESCHENTHALER, BARTOLOTTA, RAFFERTY, AUMENT, FOLMER,  
WARD AND WAGNER, MARCH 7, 2016

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REFERRED TO EDUCATION, MARCH 7, 2016

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AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An  
2 act relating to the public school system, including certain  
3 provisions applicable as well to private and parochial  
4 schools; amending, revising, consolidating and changing the  
5 laws relating thereto," in collective bargaining, further  
6 providing for definitions; and prohibiting full-time union  
7 leave.

8 The General Assembly of the Commonwealth of Pennsylvania  
9 hereby enacts as follows:

10 Section 1. Section 1101-A of the act of March 10, 1949  
11 (P.L.30, No.14), known as the Public School Code of 1949, is  
12 amended by adding a definition to read:

13 Section 1101-A. Definitions.--When used in this article, the  
14 following words and phrases shall have the following meanings:

15 \* \* \*

16 "Full-time union leave" shall mean any arrangement under  
17 which employes continue to receive full or partial compensation  
18 or benefits from an employer, regardless of whether the employer  
19 is reimbursed for such compensation, while on leave from  
20 employment for more than three (3) consecutive weekdays or

1 thirty (30) total weekdays each school year for the purpose of  
2 service with an employe organization. The term does not include  
3 sabbatical leaves as granted in section 1166, military leave as  
4 granted under section 1176 or leave for elective public office  
5 as granted under section 1182.

6 \* \* \*

7 Section 2. The act is amended by adding a section to read:

8 Section 1173-A. Full-time Union Leave.--(a) No collective  
9 bargaining agreement or contract between an employe organization  
10 and school district entered into, renewed or extended on or  
11 after the effective date of this section may permit full-time  
12 union leave for an employe or allow an employe to continue to  
13 accrue benefits, seniority or service credit as defined in 24  
14 Pa.C.S. § 8102 (relating to definitions), notwithstanding a  
15 leave for service with a collective bargaining organization as  
16 defined in 24 Pa.C.S. § 8102.

17 (b) Except as required by a collective bargaining agreement  
18 entered into prior to the effective date of this section and  
19 remaining in effect on the effective date of this section, no  
20 employe may continue to accrue benefits, seniority or service  
21 credit while on full-time union leave, notwithstanding a leave  
22 for service with a collective bargaining organization as defined  
23 in 24 Pa.C.S. § 8102.

24 Section 3. This act shall take effect immediately.