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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1191 Session of  
2013

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INTRODUCED BY ALLOWAY, SCARNATI, EICHELBERGER, WHITE, WAUGH AND  
HUTCHINSON, NOVEMBER 26, 2013

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REFERRED TO STATE GOVERNMENT, NOVEMBER 26, 2013

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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," further providing for  
14 employe organizations and penalties.

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

17 Section 1. Sections 1701 and 1901 of the act of July 23,  
18 1970 (P.L.563, No.195), known as the Public Employe Relations  
19 Act, are amended to read:

20 Section 1701. No employe organization shall make any  
21 contribution out of the funds of the employe organization either  
22 directly or indirectly to any political party or organization or  
23 in support of any political candidate for public office.

24 The board shall establish such rules and regulations as it

1 may find necessary to prevent the circumvention or evasion of  
2 the provisions of this section.

3 If an employe organization has made contributions in  
4 violation of this section it shall file with the board a report  
5 or affidavit evidencing such contributions within ninety days of  
6 the end of its fiscal year. Such report or affidavit shall be  
7 signed by its president and treasurer or corresponding  
8 principals.

9 Any employe organization which violates the provisions of  
10 this section or fails to file any required report or affidavit  
11 or files a false report or affidavit shall be subject to a fine  
12 of not more than [two thousand dollars (\$2,000)] four thousand  
13 dollars (\$4,000).

14 Any person who wilfully violates this section, or who makes a  
15 false statement knowing it to be false, or who knowingly fails  
16 to disclose a material fact shall be fined not more than [one  
17 thousand dollars (\$1,000)] two thousand dollars (\$2,000) or  
18 imprisoned for not more than thirty days or both. Each  
19 individual required to sign affidavits or reports under this  
20 section shall be personally responsible for filing such report  
21 or affidavit and for any statement contained therein he knows to  
22 be false.

23 Nothing herein shall be deemed to prohibit voluntary  
24 contributions by individuals to political parties or candidates.

25 Section 1901. Any person who shall wilfully resist, prevent,  
26 impede or interfere with any member of the board, or any of its  
27 agents, in the performance of duties pursuant to this act, shall  
28 be guilty of a misdemeanor, and, upon conviction thereof, shall  
29 be sentenced to pay a fine of not more than [five thousand  
30 dollars (\$5,000)] ten thousand dollars (\$10,000), or by

- 1 imprisonment for not more than one year, or both.
- 2 Section 2. This act shall take effect immediately.