

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 227 Session of
2023INTRODUCED BY PHILLIPS-HILL, DUSH AND MASTRIANO,
JANUARY 31, 2023

REFERRED TO STATE GOVERNMENT, JANUARY 31, 2023

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 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
18 be implemented until the funds necessary for full implementation

1 have been appropriated.

2 Section 2. The following procedure applies to the proposed
3 constitutional amendment in this joint resolution:

4 (1) Upon the first passage by the General Assembly of
5 the amendment, the Secretary of the Commonwealth shall
6 proceed immediately to comply with the advertising
7 requirements of section 1 of Article XI of the Constitution
8 of Pennsylvania.

9 (2) Upon the second passage by the General Assembly of
10 the amendment, the Secretary of the Commonwealth shall
11 proceed immediately to comply with the advertising
12 requirements of section 1 of Article XI of the Constitution
13 of Pennsylvania. The Secretary of the Commonwealth shall
14 submit the amendment to the qualified electors of this
15 Commonwealth at the first primary, general or municipal
16 election which meets the requirements of section 1 of Article
17 XI of the Constitution of Pennsylvania.