

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 888

Session of
1979INTRODUCED BY HESS, LINCOLN, PECORA, PRICE, JUBELIRER,
ZEMPRELLI AND MURRAY, JULY 4, 1979SENATOR EARLY, CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS, AS
AMENDED, NOVEMBER 28, 1979

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
 2 of Pennsylvania, further providing for the time frame for the
 3 creation of a Legislative Reapportionment Commission.

4 The General Assembly of the Commonwealth of Pennsylvania
 5 hereby ~~enacts~~ RESOLVES as follows: <—

6 Section 1. The following amendment to the Constitution of
 7 the Commonwealth of Pennsylvania is proposed in accordance with
 8 THE PROVISIONS OF Article XI thereof: <—

9 That ~~subsection (a)~~ SUBSECTIONS (A) AND (B) of section 17 of <—
 10 Article II be amended to read:

11 § 17. Legislative Reapportionment Commission.

12 (a) †In each year following [~~that~~] ~~Within six months~~ <—
 13 ~~following the month~~ in which] THE YEAR OF the Federal decennial <—
 14 census [~~is officially reported as required by Federal law~~], a <—
 15 Legislative Reapportionment Commission shall be constituted for
 16 the purpose of reapportioning the Commonwealth. The commission
 17 shall act by a majority of its entire membership.

18 (B) THE COMMISSION SHALL CONSIST OF FIVE MEMBERS: FOUR OF <—

1 WHOM SHALL BE THE MAJORITY AND MINORITY LEADERS OF BOTH THE
2 SENATE AND THE HOUSE OF REPRESENTATIVES, OR DEPUTIES APPOINTED
3 BY EACH OF THEM, AND A CHAIRMAN SELECTED AS HEREINAFTER
4 PROVIDED. NO LATER THAN [THE FOURTH MONDAY IN JANUARY OF THE
5 YEAR FOLLOWING THE YEAR IN WHICH THE FEDERAL DECENNIAL CENSUS IS
6 OFFICIALLY REPORTED] 60 DAYS FOLLOWING THE OFFICIAL REPORTING OF
7 THE FEDERAL DECENNIAL CENSUS AS REQUIRED BY FEDERAL LAW, THE
8 FOUR MEMBERS SHALL BE CERTIFIED BY THE PRESIDENT PRO TEMPORE OF
9 THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO
10 THE ELECTIONS OFFICER OF THE COMMONWEALTH WHO UNDER LAW SHALL
11 HAVE SUPERVISION OVER ELECTIONS.

12 THE FOUR MEMBERS WITHIN 45 DAYS AFTER THEIR CERTIFICATION
13 SHALL SELECT THE FIFTH MEMBER, WHO SHALL SERVE AS CHAIRMAN OF
14 THE COMMISSION, AND SHALL IMMEDIATELY CERTIFY HIS NAME TO SUCH
15 ELECTIONS OFFICER. THE CHAIRMAN SHALL BE A CITIZEN OF THE
16 COMMONWEALTH OTHER THAN A LOCAL, STATE OR FEDERAL OFFICIAL
17 HOLDING AN OFFICE TO WHICH COMPENSATION IS ATTACHED.

18 IF THE FOUR MEMBERS FAIL TO SELECT THE FIFTH MEMBER WITHIN
19 THE TIME PRESCRIBED, A MAJORITY OF THE ENTIRE MEMBERSHIP OF THE
20 SUPREME COURT WITHIN 30 DAYS THEREAFTER SHALL APPOINT THE
21 CHAIRMAN AS AFORESAID AND CERTIFY HIS APPOINTMENT TO SUCH
22 ELECTIONS OFFICER.

23 ANY VACANCY IN THE COMMISSION SHALL BE FILLED WITHIN 15 DAYS
24 IN THE SAME MANNER IN WHICH SUCH POSITION WAS ORIGINALLY FILLED.

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