

(This Joint Resolution No.1 was passed for the first time at the Legislative Session of 1980 as Joint Resolution No.1 and for the second time at the Legislative Session of 1981 and was approved by the electorate on November 3, 1981)

No. 1981-1

A JOINT RESOLUTION

SB 3

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

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows:

Section 1. The following amendment to the Constitution of the Commonwealth of Pennsylvania is proposed in accordance with the provisions of Article XI thereof:

That subsections (a) and (b) of section 17 of Article II be amended to read:

§ 17. Legislative Reapportionment Commission.

(a) In each year following **[that in which] *the year of*** the Federal decennial census **[is officially reported as required by Federal law]**, a Legislative Reapportionment Commission shall be constituted for the purpose of reapportioning the Commonwealth. The commission shall act by a majority of its entire membership.

(b) The commission shall consist of five members: four of whom shall be the majority and minority leaders of both the Senate and the House of Representatives, or deputies appointed by each of them, and a chairman selected as hereinafter provided. No later than **[the fourth Monday in January of the year following the year in which the Federal decennial census is officially reported] 60 days following the official reporting of the Federal decennial census** as required by Federal law, the four members shall be certified by the President pro tempore of the Senate and the Speaker of the House of Representatives to the elections officer of the Commonwealth who under law shall have supervision over elections.

The four members within 45 days after their certification shall select the fifth member, who shall serve as chairman of the commission, and shall immediately certify his name to such elections officer. The chairman shall be a citizen of the Commonwealth other than a local, State or Federal official holding an office to which compensation is attached.

If the four members fail to select the fifth member within the time prescribed, a majority of the entire membership of the Supreme Court within 30 days thereafter shall appoint the chairman as aforesaid and certify his appointment to such elections officer.

Any vacancy in the commission shall be filled within 15 days in the same manner in which such position was originally filled.

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Section 2. This proposed amendment shall be submitted by the Secretary of the Commonwealth to the qualified electors of the State, at the primary, municipal or general election next held after the advertising requirements of Article XI, section 1, of the Constitution of the Commonwealth of Pennsylvania have been satisfied.