

# PUBLIC NOTICE

## PROPOSED AMENDMENTS TO THE CONSTITUTION OF PENNSYLVANIA

THE FOLLOWING ARE TRUE AND CORRECT COPIES OF JOINT RESOLUTIONS OF THE GENERAL ASSEMBLY OF PENNSYLVANIA REGARDING AMENDMENTS TO THE CONSTITUTION OF PENNSYLVANIA THAT WERE PROPOSED IN THE GENERAL ASSEMBLY DURING THE 2013 SESSION. THE PROPOSED AMENDMENTS WERE AGREED TO BY A MAJORITY OF THE MEMBERS ELECTED TO THE SENATE AND THE HOUSE OF REPRESENTATIVES. PURSUANT TO ARTICLE XI, SECTION 1 OF THE CONSTITUTION, THE SECRETARY OF THE COMMONWEALTH HAS CAUSED THE PROPOSED AMENDMENTS TO BE PUBLISHED HERE. WERE ANY OF THESE PROPOSED AMENDMENTS TO BE AGREED TO BY A MAJORITY OF THE SENATORS AND REPRESENTATIVES ELECTED TO THE GENERAL ASSEMBLY AT THE NOVEMBER 4, 2014 GENERAL ELECTION, THE PROPOSED AMENDMENTS SO APPROVED WOULD BE PUBLISHED AGAIN AND THEN SUBMITTED TO THE QUALIFIED ELECTORS OF PENNSYLVANIA FOR APPROVAL. IF APPROVED BY A MAJORITY OF THE ELECTORS VOTING ON IT, THE CORRESPONDING AMENDMENT BECOMES PART OF THE CONSTITUTION.

THOSE PARTS OF THE JOINT RESOLUTIONS THAT APPEAR IN **BOLD PRINT** ARE THE WORDS OF THE CONSTITUTION THAT ARE PROPOSED BY THE GENERAL ASSEMBLY FOR ADDITION OR DELETION. IF AN AMENDMENT WERE APPROVED, THE WORDS UNDERLINED WOULD BE ADDED TO THE CONSTITUTION AND THE WORDS IN BRACKETS (E.G., [CONSTITUTION]) WOULD BE DELETED. THE UNBOLDED WORDS WOULD REMAIN UNCHANGED IN THE CONSTITUTION.

ANYONE WHO NEEDS HELP READING THIS ADVERTISEMENT OR WHO NEEDS THE TEXT OF THE PROPOSED AMENDMENTS IN AN ALTERNATIVE FORMAT MAY CALL OR WRITE THE PENNSYLVANIA DEPARTMENT OF STATE, BUREAU OF COMMISSIONS, ELECTIONS AND LEGISLATION, ROOM 210 NORTH OFFICE BUILDING, HARRISBURG, PA 17120, (717) 787-5280.

CAROL AICHELE  
SECRETARY OF THE COMMONWEALTH

### JOINT RESOLUTION 2013-1

Proposing integrated amendments to the Constitution of the Commonwealth of Pennsylvania, eliminating the Traffic Court of Philadelphia.

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

Section 1. The following integrated amendments to the Constitution of Pennsylvania are proposed in accordance with Article XI:

(1) That section 1 of Article V be amended to read:

§ 1. Unified judicial system.

The judicial power of the Commonwealth shall be vested in a unified judicial system consisting of the Supreme Court, the Superior Court, the Commonwealth Court, courts of common pleas, community courts, municipal **[and traffic]** courts in the City of Philadelphia, such other courts as may be provided by law and justices of the peace. All courts and justices of the peace and their jurisdiction shall be in this unified judicial system.

(2) That the heading and subsection (c) of section 6 of Article V be amended to read:

§ 6. Community courts; Philadelphia Municipal Court **[and Traffic Court]**.

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(c) In the City of Philadelphia there shall be a municipal court **[and a traffic court]**. The number of judges and the jurisdiction **[of each]** shall be as provided by law. **[These courts]** **This court** shall exist so long as a community court has not been established or in the event one has been discontinued under this section.

(3) That subsection (d) of section 10 of Article V be amended to read:

§ 10. Judicial administration.

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(d) The Chief Justice and president judges of all courts with seven or less judges shall be the justice or judge longest in continuous service on their respective courts; and in the event of his resignation from this position the justice or judge next longest in continuous service shall be the Chief Justice or president judge. The president judges of all other courts shall be selected for five-year terms by the members of their respective courts, **except that the president judge of the traffic court in the City of Philadelphia shall be appointed by the Governor**. A Chief Justice or president judge may resign such position and remain a member of the court. In the event of a tie vote for office of president judge in a court which elects its president judge, the Supreme Court shall appoint as president judge one of the judges receiving the highest number of votes.

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(4) That subsection (b) of section 12 of Article V be amended to read:

§ 12. Qualifications of justices, judges and justices of the peace.

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(b) **[Judges of the traffic court in the City of Philadelphia and justices]** **Justices** of the peace shall be members of the bar of the Supreme Court or shall complete a course of training and instruction in the duties of their respective offices and pass an examination prior to assuming office. Such courses and examinations shall be as provided by law.

(5) That subsection (a) of section 15 of Article V be amended to read:

§ 15. Tenure of justices, judges and justices of the peace.

(a) The regular term of office of justices and judges shall be ten years and the regular term of office for judges of the municipal court **[and traffic court]** in the City of Philadelphia and of justices of the peace shall be six years. The tenure of any justice or judge shall not be affected by changes in judicial districts or by reduction in the number of judges.

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Section 2. (a) Upon the first passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments.

(b) Upon the second passage by the General Assembly of these proposed constitutional amendments, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of these proposed constitutional amendments. The Secretary of the Commonwealth shall submit the proposed constitutional amendments under section 1 of this resolution to the qualified electors of this Commonwealth as a single ballot question at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendments are passed by the General Assembly.

### JOINT RESOLUTION 2013-2

Proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for criteria for institutions of purely public charity.

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

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

That section 2(b) of Article VIII be amended by adding a clause to read:

§ 2. Exemptions and special provisions.

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(b) The General Assembly may, by law:

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**(vii) Establish uniform standards and qualifications which shall be the criteria to determine qualification as institutions of purely public charity under clause (v) of subsection (a) of this section.**

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Section 2. (a) Upon the first passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment.

(b) Upon the second passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment. The Secretary of the Commonwealth shall submit this proposed constitutional amendment to the qualified electors of this Commonwealth at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.

### JOINT RESOLUTION 2013-3

Proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, further providing for compensation and retirement of justices, judges and justices of the peace.

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

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

That section 16(b) of Article V be amended to read:

§ 16. Compensation and retirement of justices, judges and justices of the peace.

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(b) Justices, judges and justices of the peace shall be retired on the last day of the calendar year in which they attain the age of **[70] 75** years. Former and retired justices, judges and justices of the peace shall receive such compensation as shall be provided by law. Except as provided by law, no salary, retirement benefit or other compensation, present or deferred, shall be paid to any justice, judge or justice of the peace who, under section 18 or under Article VI, is suspended, removed or barred from holding judicial office for conviction of a felony or misconduct in office or conduct which prejudices the proper administration of justice or brings the judicial office into disrepute.

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Section 2. (a) Upon the first passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment.

(b) Upon the second passage by the General Assembly of this proposed constitutional amendment, the Secretary of the Commonwealth shall proceed immediately to comply with the advertising requirements of section 1 of Article XI of the Constitution of Pennsylvania and shall transmit the required advertisements to two newspapers in every county in which such newspapers are published in sufficient time after passage of this proposed constitutional amendment. The Secretary of the Commonwealth shall submit this proposed constitutional amendment to the qualified electors of this Commonwealth at the first primary, general or municipal election which meets the requirements of and is in conformance with section 1 of Article XI of the Constitution of Pennsylvania and which occurs at least three months after the proposed constitutional amendment is passed by the General Assembly.