

school district or school districts to which the project is to be leased will have the ability to meet from current revenues the rental or their respective shares of rental to be paid to the municipality authority or non-profit corporation under the proposed lease and to defray the cost of their respective shares of the cost of operation and maintenance of the project.

(c) The standard reimbursement fraction used for the above purposes shall be the actual fraction as determined by the Department of Public Instruction, as provided in clause (6) of section two thousand five hundred one of the act to which this is an amendment, without reference to the minimum value of such reimbursement fraction.

Payments to a school district shall be determined and approved by the Department of Public Instruction. The amount so approved shall be included in and be payable from any future appropriations made to the Department of Public Instruction.

Section 3. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 26th day of August, A. D. 1953.

JOHN S. FINE

No. 432

AN ACT

To amend clause (b) of section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (Pamphlet Laws 1183), entitled "An act relating to strikes by public employes; prohibiting such strikes; providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," by making certain changes in the grievance procedure provided for in the act.

Strikes by public employes.

Clause (b) of section 1, act of June 30, 1947, P. L. 1183, amended.

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

Section 1. Clause (b) of section 1 of the act, approved the thirtieth day of June, one thousand nine hundred forty-seven (Pamphlet Laws 1183), entitled "An act relating to strikes by public employes; prohibiting such strikes; providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions; providing for a grievance procedure; and providing for hearings before civil service and tenure authorities, and in certain cases before the Pennsylvania Labor Relations Board," is hereby amended to read as follows:

Section 1. As used in this act—

Definitions.

* * * * *

(b) The word "strike" means the failure to report for duty, the wilful absence from one's position, the stoppage of work or the abstinence in whole or in part from the full, faithful and proper performance of the duties of employment for the purpose of inducing, influencing or coercing a change in the conditions or compensation or the rights, privileges or obligations of employment: Provided, however, That nothing contained in this act shall be construed to limit, impair or affect the right of any public employe to the expression or communication of a view, grievance, complaint or opinion on any matter related to the conditions or compensation of public employment, or the betterment thereof, so long as the same is not designed to and does not interfere with the full, faithful and proper performance of the duties of employment; nor to limit, impair or affect the right of any such employe to attend meetings, conferences or hearings, relating to such matters, so long as such attendance is not designed to interfere with the full, faithful and proper performance of the duties of employment for the further purpose of equitably carrying out the provisions of this act. In order to avoid or minimize any possible controversies by making available full and adequate governmental facilities for the adjustment of grievances, the governmental agency involved, at the request of the public employes, shall, *within fifteen (15) days of such request*, set up a panel of three members, one to be selected by the employes, one by the governmental agency, and the two so selected to select a third member. *If, within fifteen (15) days of their selection, the two members selected by the governmental agency and the employes involved are unable to agree on the third member of the panel, either the governmental agency or the public employes may petition the Court of Common Pleas of Dauphin County, if the controversy involves the Commonwealth of Pennsylvania, its agencies, boards, commissions, or any of its authorities, to select the third member of the panel. If the controversy involves any political subdivision of the Commonwealth or any other authority within a political subdivision, such petition for the selection of a third member of the panel shall be presented to the court of common pleas of the county wherein the political subdivision or the authority is situated. Upon receipt of such a petition, the proper court shall select the third member.* The members of the panel shall be compensated for all necessary expenses by the Commonwealth, or the political subdivision thereof, or the authority involved. The panel shall meet within fifteen (15) days.

"Strike."

Proviso.

Grievance
procedure.

Setting up panel.

Duties of panel.

Duties of
Governor or head
of State agency
or political
subdivision.

Providso.

If the grievance can be adjusted through negotiation and informal conferences between the various parties, it shall be so adjusted [if]. *If the conference negotiations do not result in rulings satisfactory to all parties concerned within thirty (30) days of a request made for a hearing by any of the parties concerned*, the panel shall afford the public employes and the governmental agency a full hearing [after which]. *Within thirty (30) days of the close of such hearing*, the panel shall make their findings, copy of which shall be *forthwith* sent to the Governor, to the General Assembly, and to the head of the agency, or political subdivision involved. Upon receipt of the findings of the panel the Governor or the head of the State agency or political subdivision involved may take administrative measures to remedy the complaints. If the Governor or the head of the State agency or political subdivision finds that the situation complained of can only be remedied by legislative action, the Governor may refer the matter to the Legislature for correction, or the head of the State agency or political subdivision may refer the matter to the proper law-making body. If the members of the panel decide that legal counsel is necessary they may, with the approval of the Attorney General, engage local counsel to advise them on the questions involved: Provided, however, That in the case of grievances or controversies involving employes of the public school system of the Commonwealth, the school board or Board of Public Education, at the request of the employes, shall set up a panel of three members, one an employe of the school district to be selected by the employes, one a member of the board of school directors or Board of Public Education to be selected by such body, and the third shall be the State Superintendent of Public Instruction, or his nominee. The members of the panel shall serve without compensation, but shall receive all necessary traveling expenses, which shall be paid by the school district or Board of Public Education involved.

APPROVED—The 26th day of August, A. D. 1953.

JOHN S. FINE

No. 433

AN ACT

To carry out the intent and purpose of Article XV, Section 1 and Article XIV, Section 8 of the Constitution of Pennsylvania, and to supplement the First Class City Home Rule Act, approved April twenty-one, one thousand nine hundred forty-nine (Pamphlet Laws 665), by vesting in the Council of the City of Philadelphia full powers to legislate with respect to the election, appointment, compensation, organization, abolition, merger, consolidation, powers, functions and duties of certain officers,