

COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE  
HARRISBURG

**PROCLAMATION**

**CONSTITUTIONAL AMENDMENT - ARTICLE II**

WHEREAS, Pamphlet Law Resolution No.1 of the 1981 Session of the General Assembly of Pennsylvania (Senate Bill No.3, Printer's No.3) proposed to amend Article II of the Constitution of Pennsylvania by amending subsections (a) and (b) of Section 17 thereof to change the time for formation of the Legislative Reapportionment Commission and for certification of the four legislative members of the Commission, the said amended section to read as follows:

**§ 17. Legislative Reapportionment Commission.**

(a) In each year following the year of the Federal decennial census, 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 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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WHEREAS, The said Joint Resolution was passed by two successive General Assemblies of Pennsylvania; and

WHEREAS, The aforesaid proposed Constitutional Amendment was submitted for approval by the qualified electors of the Commonwealth at an election held on November 3, 1981; and

WHEREAS, The Secretary of the Commonwealth has certified to me that the aforesaid Constitutional Amendment was approved by the electorate on the aforesaid day;

NOW, THEREFORE, I, Dick Thornburgh, Governor of the Commonwealth of Pennsylvania, do proclaim and pronounce that the aforesaid Constitutional Amendment was adopted by a majority of the electors voting thereon on November 3, 1981.

GIVEN under my hand and the Great Seal of the State, at the City of Harrisburg, this twenty-second day of January, in the year of our Lord one thousand nine hundred eighty-two, and of the Commonwealth the two hundred sixth.

DICK THORNBURGH  
Governor

BY THE GOVERNOR:

WILLIAM R. DAVIS  
Secretary of the Commonwealth

COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE  
HARRISBURG

**PROCLAMATION**

**CONSTITUTIONAL AMENDMENTS - ARTICLE III AND  
ARTICLE VIII**

WHEREAS, Pamphlet Law Resolution No.2 of the 1981 Session of the General Assembly of Pennsylvania (Senate Bill No.319, Printer's No.974) proposed two Constitutional Amendments as follows:

(1) An amendment to Article III, Section 26 of the Constitution of Pennsylvania to permit the General Assembly to increase the retirement benefits of beneficiaries who are spouses of members of any State or municipal retirement system, the said amended section to read as follows:

§ 26. Extra compensation prohibited; claims against the Commonwealth; retirement benefits or pensions.

No bill shall be passed giving any extra compensation to any public officer, servant, employee, agent or contractor, after services shall have been rendered or contract made, nor providing for the payment of any claim against the Commonwealth without previous authority of law: Provided, however, That nothing in this Constitution shall be construed to prohibit the General Assembly from authorizing the increase of retirement benefits or pensions payable to members or beneficiaries who are spouses of members of a retirement or pension system now in effect or hereafter legally constituted by the Commonwealth, its political subdivisions, agencies or instrumentalities, after the termination of the services of said member, provided such increases are certified to be actuarially sound.

(2) An amendment to Article VIII, Section 11 of the Constitution of Pennsylvania to specify the purposes for which proceeds from aviation fuel excise taxes shall be used, the said amended section to read as follows:

§ 11. Gasoline taxes and motor license fees restricted.

(a) All proceeds from gasoline and other motor fuel excise taxes, motor vehicle registration fees and license taxes, operators' license fees and other excise taxes imposed on products used in motor transportation after providing therefrom for (a) cost of administration and collection, (b) payment of obligations incurred in the construction and reconstruction of public highways and bridges shall be appropriated by the General Assembly to agencies of the State or political subdivisions thereof; and used solely for construction, reconstruction, maintenance and repair of and safety on public highways and bridges and costs and expenses inci-

dent thereto, and for the payment of obligations incurred for such purposes, and shall not be diverted by transfer or otherwise to any other purpose, except that loans may be made by the State from the proceeds of such taxes and fees for a single period not exceeding eight months, but no such loan shall be made within the period of one year from any preceding loan, and every loan made in any fiscal year shall be repayable within one month after the beginning of the next fiscal year.

(b) All proceeds from aviation fuel excise taxes, after providing therefrom for the cost of administration and collection, shall be appropriated by the General Assembly to agencies of the State or political subdivisions thereof and used solely for: the purchase, construction, reconstruction, operation and maintenance of airports and other air navigation facilities; aircraft accident investigation; the operation, maintenance and other costs of aircraft owned or leased by the Commonwealth; any other purpose reasonably related to air navigation including but not limited to the reimbursement of airport property owners for property tax expenditures; and costs and expenses incident thereto and for the payment of obligations incurred for such purposes, and shall not be diverted by transfer or otherwise to any other purpose.

WHEREAS, The said Joint Resolution was passed by two successive General Assemblies of Pennsylvania; and

WHEREAS, The aforesaid proposed Constitutional Amendments were submitted for approval by the qualified electors of the Commonwealth at an election held on November 3, 1981; and

WHEREAS, The Secretary of the Commonwealth has certified to me that the aforesaid proposed amendment to Article III of the Constitution of Pennsylvania was disapproved by the electorate on the aforesaid day; and

WHEREAS, The Secretary of the Commonwealth has certified to me that the aforesaid proposed amendment to Article VIII was approved by the electorate on the aforesaid day;

NOW, THEREFORE, I, Dick Thornburgh, Governor of the Commonwealth of Pennsylvania, do proclaim and pronounce that the aforesaid proposed amendment to Article III of the Constitution of Pennsylvania was not approved by a majority of the electors voting thereon on November 3, 1981, and that the aforesaid amendment to Article VIII of the Constitution of Pennsylvania was adopted by a majority of the electors voting thereon on November 3, 1981.

GIVEN under my hand and the Great Seal of the State, at the City of Harrisburg, this twenty-second day of January, in the year of our Lord one thousand nine hundred eighty-two, and of the Commonwealth the two hundred sixth.

DICK THORNBURGH  
Governor

BY THE GOVERNOR:

WILLIAM R. DAVIS  
Secretary of the Commonwealth

