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City of Pittsburgh v. Fraternal Order of Police

Commonwealth Court of Pennsylvania - January 7, 2016 - A.3d - 2016 WL 72742

City petitioned for review of arbitration panel's supplemental award in favor of police union that modified the parties' collective bargaining agreement (CBA) by inserting a non-residency clause for police officers. The Court of Common Pleas affirmed the award, and city appealed.

The Commonwealth Court held that arbitration panel lacked the authority to issue award that contravened residence requirement for police officers, overruling *City of Wilkes-Barre v. City of Wilkes-Barre Police Benevolent Association*, 814 A.2d 285.

Adoption of amendment to home rule charter that imposed a residency requirement for city police officers removed arbitration panel's authority to issue an award in a Policemen and Firemen Collective Bargaining Act (Act 111) interest arbitration that contravened the residency requirement, overruling *City of Wilkes-Barre v. City of Wilkes-Barre Police Benevolent Association*, 814 A.2d 285. 43 P.S. § 217.1, et seq.