

No. 152

AN ACT

HB 1136

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for school directors of reorganized districts to attend conventions and granting them voting privileges, and entitling them to services of the county superintendents' office and providing for the term of certain county superintendents.

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

Section 1. Section 1022, act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," amended July 31, 1963 (P. L. 389), is amended to read:

Section 1022. Time and by Whom Elected; Term of Office.—In each county in which a county superintendent is to be elected, (1) the school directors of all of the school districts under the supervision of the county superintendent, (2) the school directors of all union and merged districts, (3) the school directors of all districts of the third and fourth class employing district superintendents to operate joint school systems, (4) except as otherwise provided in subsection (c) of section 901, the school directors of all school districts that were under the supervision of the county superintendent on the first Monday of July, 1955, (5) the school directors of districts employing district superintendents who elect to become part of the county service system, and (6) the school directors of districts of other counties that have joined with one or more districts of the county in establishing joint schools which conform to approved county plans and the school directors of the second, third and fourth class school districts established as the result of reorganization of school districts pursuant to Article II, subdivision (i) of this act shall meet in convention at the county seat of the county, in the courthouse or some other suitable place to be furnished by the county commissioners at the expense of the county, on the second Tuesday of April, one thousand nine hundred fifty (1950), and on the same day of every fourth year thereafter, and, by a majority vote of those present, elect as herein provided one duly qualified person as county superintendent, to serve for four years, from the first day of July next following and fix his annual salary: Provided, however, That the county superintendents elected in one thousand nine hundred

sixty-six (1966) shall serve for two years or until such time as a plan of intermediate units to replace the office of county superintendent becomes effective, whichever is the later. When there is only one candidate for the office of county superintendent and such candidate within thirty days of the date fixed for holding the convention for the election of the county superintendent dies, withdraws or proves ineligible to be elected, the convention shall be postponed or adjourned to the second Tuesday of June of the same year. If no candidate is elected at such postponed or adjourned convention, the office shall be filled in the manner provided by this act for the filling of vacancies in the office.

Section 2. Section 1027 of the act, amended August 19, 1953 (P. L. 1136), is amended to read:

Section 1027. List of Directors Entitled to Vote; Method of Voting.—The county superintendent shall furnish to the president of such convention a correct duplicate list of all the school directors in said county in the districts over which said superintendent has supervision and the school directors of the second, third and fourth class school districts established as the result of reorganization of school districts pursuant to Article II, subdivision (i) of this act. In union and merged districts of the third class that employ district superintendents, and in districts of the third and fourth class employing district superintendents to operate joint school systems, such list shall be arranged alphabetically by districts. In taking the vote the president or secretary shall call in alphabetical order, by district, the list thus furnished, and each director present shall, when his name is called, rise and announce the name of the candidate for whom he desires to vote. The tellers shall keep correct tally of the vote as cast and report the same to the president, who shall announce the vote to the convention.

Section 3. Section 1091 of the act, amended July 5, 1957 (P. L. 523), is amended to read:

Section 1091. Services Provided Through Office of County Superintendent.—(1) Joint school systems operated by school districts of the third or fourth class that employ district superintendents for the joint school systems, (2) union and merged districts, (3) except as otherwise provided in subsection (c) of section 901, districts that were under the supervision of the county superintendent on the first Monday of July, 1955, (4) districts employing district superintendents which elect to become part of the county service system, [and] (5) districts of other counties that have joined with one or more districts of the county

in establishing joint schools which conform to approved county plans, and (6) second, third and fourth class school districts established as the result of reorganization of school districts pursuant to Article II, subdivision (i) of this act, shall be entitled to all services provided through the office of the county superintendent, subject to all conditions and requirements imposed on school districts under the supervision of the county superintendent.

APPROVED—The 29th day of July, A. D. 1965.

WILLIAM W. SCRANTON

No. 153

AN ACT

HB 1530

Amending the act of June 1, 1959 (P. L. 392), entitled "An act relating to the retirement of State employes; amending, revising, consolidating and changing the laws relating thereto," providing for two new classes of membership; authorizing the rescission of prior elections of membership in the dual coverage group and for the continuing right to make an election to become a member of the dual coverage group at any time during membership; providing for membership for certain members of the National Guard and community colleges, vocational technical schools, and technical institutes; providing for deferred annuities for certain members; defining disability as an involuntary separation and providing disability supplements therefor; providing for reemployment of annuitants for limited periods without cessation of annuities; increasing the amount subject to assignment to a credit union; further providing for the computation of benefits; imposing duties on the members, heads of departments and the retirement board.

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

Section 1. Subclause (f) of clause (6) of section 102, act of June 1, 1959 (P. L. 392), known as the "State Employes' Retirement Code of 1959," added August 4, 1961 (P. L. 925), is amended to read:

Section 102. Definitions.—The following words and phrases as used in this act, unless a different meaning is plainly required by the context, shall have the following meanings:

* * *

(6) "State employe" shall mean a person in one or more of the following categories:

* * *

(f) Any civilian employe of the Army National Guard and Air National Guard of the Commonwealth of Pennsylvania, who is employed pursuant to section 709 of title 32 of the United States Code and paid