

No. 314

AN ACT

To further amend section two thousand two hundred and twenty-three of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by regulating the retirement of, and providing additional retirement allowances for, superintendents of schools and superintendents of buildings in districts of the first class under certain circumstances; and authorizing such school districts to provide for the payment of such additional allowances.

Section 1. Be it enacted, &c., That section two thousand two hundred and twenty-three of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended by the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, six hundred seventy-seven), is hereby further amended to read as follows:

Section 2223. The board of public education in each school district of the first class shall annually, on the first Monday in January, appoint a district superintendent, to be designated and known as superintendent of schools, and may also at the same time appoint a superintendent of buildings, and a superintendent of supplies, and shall prescribe their duties and fix their salaries. They shall be responsible to the board for the conduct of their respective departments, shall make annual reports to the board, and shall from time to time submit such plans and suggestions for the improvement of the schools and the school system as they shall deem expedient or as the board of public education may require: Provided, That the superintendent of schools may be elected for a term of not more than six years: And provided further, That when a superintendent of schools [who was employed in the public schools of the Commonwealth at the time of the establishment of the retirement system] *in a district of the first class, who has been*

Section 2223, act of May 18, 1911 (P. L. 309), as amended by act of May 4, 1927 (P. L. 677), further amended.

Superintendents in districts of first class.

Proviso.
Term.
Proviso.

Retirement of superintendent who has served partly within and partly without the Commonwealth.

employed in the public schools of the Commonwealth for fifteen or more years, is retired from service under the operation of the State School Employes' Retirement System, the board of the school district may, when the said superintendent of schools has previously served as a teacher, principal, or superintendent of schools, in public schools in the United States of America outside the Commonwealth, provide for the payment to the said superintendent of schools annually, during his said retirement, of a sum equal to the difference between his annual retirement allowance, based on his service in the public schools of the Commonwealth and according to his optional election at the time of retirement, and the annual allowance to which he would have been entitled had he been given credit for his period of service as teacher, principal, or superintendent of schools, both outside and within the Commonwealth.

Designation.

A superintendent of schools when thus retired may be designated by the board as superintendent emeritus:

Proviso.

And provided further, That when any person occupying the position of superintendent of buildings in a district of the first class, who is under the superannuation retirement age fixed by the statutes governing the State School Employes' Retirement System, but who has been employed in the public schools of the Commonwealth continuously for thirty years or more, is retired under the operation of that system because of disability, the board of the school district may provide for the payment to such superintendent of buildings annually during his said retirement, of a sum equal to the difference between the annual retirement allowance actually paid to him under the said State School Employes' Retirement System according to his optional election at the time of retirement, and the annual allowance to which he would have been entitled under said system had he served, at the salary paid to him at the date of his retirement, until the aforesaid superannuation age and then retired under an election to receive his benefits by way of an undiminished superannuation retirement allowance payable to him throughout life.

When effective.

Section 2. This act shall become effective on the date of its approval by the Governor.

APPROVED—The 2d day of June, A. D. 1937.

GEORGE H. EARLE