

able excuse for such failure to file said notice shall first have been secured.

When effective.

Section 2. This act shall become effective immediately upon its final enactment.

Inconsistent acts repealed.

Section 3. All acts or parts of act inconsistent with the provisions of this act are hereby repealed.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE

No. 477

AN ACT

To further amend the act, approved the first day of May, one thousand nine hundred and thirteen (Pamphlet Laws, one hundred thirty-eight), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof, and for the payment of tuition by certain school districts, and reimbursement thereof by the State," by further defining and extending the scope of vocational education; and enlarging the provisions for State subsidies, under certain conditions.

Section 1, act of May 1, 1913 (P. L. 138), as last amended by section 1, act of May 21, 1931 (P. L. 176) further amended.

Section 1. Be it enacted, &c., That section one of the act, approved the first day of May, one thousand nine hundred and thirteen (Pamphlet Laws, one hundred thirty-eight), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof, and for the payment of tuition by certain school districts, and reimbursement thereof by the State," as last amended by section one of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, one hundred seventy-six), is hereby further amended to read as follows:

Definitions.

Section 1. That the following words and phrases as used in this act shall, unless a different meaning is plainly required by the context, have the following meaning:

"State Board for Vocational Education" shall mean the State Council of Education, herein invested with powers to administer this act under the designation of the State Board of Vocational Education.

"Vocational education" shall mean any form of education of less than college grade, given in school or elsewhere, the purpose of which is to fit an individual to pursue effectively a recognized profitable employment, whether pursued for wages or otherwise.

"Vocational industrial education" shall mean those forms of vocational education that fit for industrial

pursuits. It includes occupational training for women and girls other than training for the vocation of home-making. *It includes also public and other service occupations.*

["Technical industrial education" shall mean that form of vocational industrial education that prepares for occupations of a semi-professional character.]

"Vocational agricultural education" shall mean that form of vocational education which fits for the occupations connected with the tillage of the soil, the care of domestic animals, forestry, and other wage-earning or productive work on the farm.

["Vocational commercial education" includes those forms of vocational education the direct purpose of each of which is to fit for some recognized commercial calling.]

"Vocational distributive occupational education" shall mean those forms of vocational education designed for those workers engaged in or preparing for employment as distributors to consumers, retailers, jobbers, wholesalers, and others; the products of farm and industry, including, also, managers operating or conducting a commercial service or personal service business, or selling the services of such a business.

"Vocational home economics education" shall mean that form of vocational education which has for its controlling purpose the preparation of girls and women for useful employment as house daughters and homemakers engaged in the occupations and the management of the home.

"Vocational industrial, vocational agricultural, *vocational distributive occupational*, or vocational home economics school or department," or "Vocational school or department," shall mean a distinctive organization of courses, pupils, and teachers approved by the [State Council of Education] *State Board for Vocational Education*, designed to give either vocational industrial, vocational agricultural, *vocational distributive occupational*, or vocational home economics education, as herein defined.

"Vocational evening class" shall mean a class [giving such training as can be taken by persons already employed during the working-day, and which must in its instruction deal with the subject-matter of, and be so carried on as to, relate to the day employment] *providing such instruction for persons sixteen years or over, who have left full-time school. These classes may be conducted in the evening, or at hours when workers are able to attend, and shall include instruction that will either increase the skill or knowledge of the worker in the occupation in which he is employed, or include instruction for those who are unemployed or about to be-*

come unemployed because of changing conditions in industry, and whose previous experience, as a background, prepares them for employment in related fields within a limited time.

“Vocational evening class” in vocational home economics shall mean a class giving training in homemaking to girls or women, over fourteen years of age, however they may be employed or engaged during the day.

[“General continuation school or class,” as used in this act, refers to that group of employed minors between fourteen and sixteen years of age who are required under the provisions of the Child Labor Act to attend school for eight hours each week.]

“Vocational home economics school or department” shall mean a vocational school or department designed to develop, on a vocational basis, the capacity for useful employment as house daughters and homemakers in the occupations and the management of the home.

“Part-time schools or classes” shall mean those schools or classes which provide instruction in subjects given to enlarge the civic or vocational knowledge or skill of workers over fourteen years of age who have entered upon employment. Such schools must be so organized as to permit workers, who are qualified for admission, to spend part of their time during the day, week, month, or year in employment, and part of the time in school.

“Part-time cooperative vocational education” refers to that form of vocational instruction that involves attendance on alternate, equal periods of school and work at the vocation during the school year, given in accordance with an agreement by which the school and industry cooperate and coordinate in making available the combined educational and training facilities of both.

“Practical.” The term “practical,” as used in the act to which this is an amendment, refers to the manipulative or “practice-of-the-trade” aspects of a vocation. It includes such work given in shops, laboratories, mines, drafting rooms, and other places, and is used to distinguish such work from “academic” or “non-vocational” education.

“Public service-school” refers to schools, departments, classes, and conferences for the in-service training of public and other service occupations, including policemen, firemen, finance officers, school board officials, and others.

Sections 2 and 3, as amended by sections 2 and 3, act of May 1, 1925 (P. L. 418), further amended.

State Board for Vocational Education to investigate and to aid.

Section 2. Sections two and three of said act, as amended by sections two and three of the act, approved the first day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred eighteen), are hereby further amended to read as follows:

Section 2. The State [Council of Education] Board for Vocational Education is hereby authorized and di-

rected to investigate and to aid in the introduction of vocational industrial, vocational agricultural, [and] vocational home economics, *and vocational distributive occupational* education; to assist in the establishment of schools and departments for the aforesaid forms of education, and to inspect and approve such schools or departments, as are hereinafter provided. The State [Council of Education] *Board for Vocational Education* shall make a report annually to the Governor and Legislature describing the condition and progress of vocational industrial, vocational agricultural, [and] vocational home economics, *and vocational distributive occupational* education during the year, and shall also make such recommendations as the [Council] *State Board* may deem advisable.

Annual report.

The State Superintendent of Public Instruction shall be the executive officer of the State [Council of Education] *Board for Vocational Education* for the administration of this act. He, *as executive officer*, shall appoint, from time to time, with the approval of the State [Council of Education] *Board for Vocational Education*, such expert assistants, other than those already provided for by law, as may be necessary in vocational industrial, vocational home economics, vocational agricultural, or vocational [commercial] *distributive occupational* education, and all clerical and other agents necessary in carrying out the provisions of this act.

Executive officer for the administration of this act.

In carrying out the provisions of this act, the State Board for Vocational Education shall provide for State regional and county vocational schools or classes, with the necessary staffs, in accordance with the State Plan for Vocational Education, approved by the Federal Board for Vocational Education.

Section 3. In order that instruction in the principles and the practice of arts may go on together, vocational industrial, vocational agricultural, [and] vocational home economics, *and vocational distributive occupational* schools or departments may offer instruction in day, part-time, and evening classes. Attendance upon such day, evening, or part-time classes shall be restricted to those over fourteen years of age.

Classes.

Section 3. Section four of said act, as last amended by section two of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, one hundred seventy-six), is hereby further amended to read as follows:

Age limit.

Section 4. Any school district may, through its board of school directors—

(a) Establish and maintain vocational industrial, vocational agricultural, vocational home economics, and vocational [commercial] *distributive occupational* schools or departments.

Section 4, as last amended by section 2, act of May 21, 1931 (P. L. 176), further amended.

School districts may establish vocational schools.

Receive donations.

(b) Receive any donation made to said school district for the conduct of any vocational school or department or vocational evening classes. The donation shall be administered by or under the direction of the board of directors of the district to which it is made, subject to the approval of the Superintendent of Public Instruction: Provided, That the board of school directors in any district shall not be obliged to accept any such donation unless it seems proper so to do.

Proviso.

Require deposit fee.

(c) Require a deposit fee of a sum not to exceed ten dollars (\$10.00) from each person enrolling in evening vocational schools or classes. Such deposit fee shall be returned at the close of each term of instruction to all persons so enrolled who have attended seventy-five (75) per cent or more of the class sessions of said terms: Provided, That nothing herein shall be construed as prohibiting the return of said deposit fee because of death, sickness, or any other cause which the board may deem justifiable.

Proviso.

Sections 5 and 6, as amended by sections 5 and 6, act of May 1, 1925 (P. L. 418), further amended.

Section 4. Sections five and six of said act, as amended by sections five and six of the act, approved the first day of May, one thousand nine hundred and twenty-five (Pamphlet Laws, four hundred eighteen), are hereby further amended to read as follows:

Joint vocational schools or departments.

Section 5. Two or more districts may, as provided in article eighteen, sections one thousand eight hundred and one to one thousand eight hundred and eight, inclusive, of the school laws of Pennsylvania of one thousand nine hundred eleven, 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," through a joint school committee, establish and maintain vocational industrial, vocational agricultural, vocational home economics, or vocational [commercial] *distributive occupational* schools or departments, to be known as joint vocational schools or departments.

Advisory committee.

Section 6. Local school boards and joint school committees administering approved vocational industrial, vocational agricultural, vocational home economics, or vocational [commercial] *distributive occupational* schools or departments may, under a plan to be approved by the State [Council of Education] *Board for Vocational Education*, appoint an advisory committee composed of members representing local trades, industries, and occupations. It shall be the duty of such a committee to counsel with and advise the local or joint

board of trustees, and other school officials, having the management and supervision of such schools.

Section 5. Section seven of said act, as last amended by section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (Pamphlet Laws, six hundred seventy), is hereby further amended to read as follows:

Section 7. Any resident of any school district in Pennsylvania which does not maintain an approved vocational industrial, vocational agricultural, vocational home economics, or vocational [commercial] *distributive occupational* education school or department, offering the type of training which he desires, may make application to the school board of any other district for admission to such school or department maintained by said board. In case said board refuses him admission, he may apply to the State [Council of Education] *Board for Vocational Education* for admission to such school or department. The State [Council of Education] *Board for Vocational Education*—decision of which shall be final—may approve or disapprove such application. In making such decision the State [Council of Education] *Board for Vocational Education* shall take into consideration the opportunities for free vocational training in the community in which the applicant resides, the financial status of the community, the age, sex, preparation, aptitude, and previous record of the applicant, and all other relevant circumstances.

Where any child of school age in any school district in this Commonwealth resides by the nearest traveled road three miles or more from the nearest vocational high school in any district in this Commonwealth, such child, unless proper free transportation be furnished to a suitable school in this Commonwealth, may, on request of his parents or legal guardian, be assigned by the board of school directors to a more convenient school in another State: Provided, That the consent of the proper school officials in charge of such school in another State to such an arrangement be permitted by the laws of such State, and is agreed to by such officials.

The school district in which the person resides, who has been admitted, as above provided, to an approved vocational industrial, vocational agricultural, vocational home economics, vocational high or vocational [commercial] *distributive occupational* school or department maintained by another school district, shall pay a tuition fee, to be determined after the same manner provided for the high schools in article seventeen, section one thousand seven hundred and eleven, of the school laws of Pennsylvania, for one thousand nine hundred and eleven, entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together

Section 7, as last amended by section 1, act of June 22, 1931 (P. L. 670), further amended.

Nonresident pupils.

Application for admission.

Pupils may be assigned to school in another State.

Proviso.
Consent.

Tuition fee.

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." If any school district neglects or refuses to pay for such tuition, it shall be liable therefor, in an action of contract, to the school district or school districts maintaining the school which the pupil, with the approval of the board, attended.

Pupils of other States.

The board of school directors in any school district in this Commonwealth, situate adjacent to another state, may admit to the vocational high school in such district pupils resident in such other state, and may receive tuition for such pupils as in the case of pupils admitted from other districts in this Commonwealth.

Admission.

Tuition.

Section 8, as amended by section 8, act of May 1, 1925 (P. L. 418), further amended.

Section 6. Section eight of the said act, as amended by section eight of the act, approved the first day of May, one thousand nine hundred twenty-five (Pamphlet Laws, four hundred eighteen), is hereby further amended to read as follows:

Approved local or joint vocational schools.

Section 8. Vocational industrial, vocational agricultural, [and] vocational home economics, and vocational distributive occupational schools or departments shall, so long as they are approved by the State [Council of Education] Board for Vocational Education as to organization, control, location, equipment, courses of study, qualifications of teachers, methods of instruction, conditions of admission, employment of pupils, and expenditures of money, constitute approved local or joint vocational schools. School districts maintaining such approved local or joint vocational schools or departments shall receive reimbursement, as hereinafter provided.

Reimbursement.

Section 9, as last amended by section 3, act of May 21, 1931 (P. L. 176), further amended.

Section 7. Section nine of said act, as last amended by section three of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, one hundred seventy-six), is hereby further amended to read as follows:

Reimbursement of districts.

Section 9. The Commonwealth, in order to aid in the maintenance of the approved local or joint vocational industrial, vocational home economics, [and] vocational agricultural, and vocational distributive occupational schools, or departments, shall, as provided in this act, pay annually from the treasury to school districts and unions of school districts, maintaining such schools or departments, by order on the State Treasurer, signed by the Superintendent of Public Instruction, as the executive officer of the State Board for Vocational Education, from funds appropriated by the Legislature for that purpose or otherwise available, and in addition to

the amounts paid to such school districts under the provisions of section one thousand two hundred and ten of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred 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, amounts computed in accordance with the following schedules:

Districts of the First Class. The Commonwealth shall reimburse, as hereinafter provided, districts of the first class to the extent of twenty-five per centum (25%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments, and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments.

District of first class.

Districts of the Second, Third, and Fourth Classes. The Commonwealth shall reimburse, as hereinafter provided, districts of the second, third, and fourth classes which have a true valuation per teacher of assessable property exceeding two hundred thousand dollars (\$200,000) to the extent of forty per centum (40%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments; and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of more than one hundred thousand dollars (\$100,000) and not more than two hundred thousand dollars (\$200,000) shall be forty-five per centum (45%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction, practical and related technical subjects in day vocational schools or departments and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments; and that the amount paid to a district in any of the foregoing classes which has a true valuation per teacher of assessable property of more than fifty thousand dollars (\$50,000)

Districts of second, third, and fourth classes.

and not more than one hundred thousand dollars (\$100,000) shall be fifty per centum (50%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments; and the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars (\$50,000), or less, shall receive fifty-five per centum (55%) of the sum expended for salaries during the previous school year by such district or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments: Provided, That districts of the fourth class shall be reimbursed to the extent of twenty per centum (20%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in academic subjects in approved rural community vocational schools: Provided further, That no district shall receive a reimbursement of more than eighty per centum (80%) of any one teacher's salary from either Federal or State funds or from both.

Proviso.

Proviso.

Evening or
part-time
schools.

The Commonwealth, in order to aid in the maintenance of approved local or joint evening vocational industrial, evening vocational home economics, [and] evening vocational agricultural, and evening distributive occupational schools, departments, or part-time vocational [courses] schools or classes, shall pay, as provided in this act as amended, annually from the treasury to school districts and unions of school districts maintaining such evening schools or departments in the several classes of districts, an amount equal to two-thirds the sum which was expended for salaries of part-time and evening school teachers and supervisors during the previous school year by such a school district or unions of districts for approved instruction in practical and related technical subjects.

Union of school
districts.

Whenever two or more [fourth class] school districts unite by joint agreement, approved by the [Department] Superintendent of Public Instruction, for the purpose of providing and maintaining approved vocational instruction as a part of the school program, the Commonwealth shall, as provided in this act, pay annually from the treasury to such unions of school districts the sum of five hundred dollars (\$500) so long as such joint agreement is in effect.

[The Commonwealth, in order to aid in the maintenance of approved local or joint compulsory general continuation schools for minors fourteen to sixteen years of age, shall pay, as provided in this act, annually from the treasury to school districts and unions of school districts maintaining such schools twenty per centum (20%) of the sum expended for salaries during the previous school year by the district or unions of school districts for approved instruction required by law: Provided further, That the Commonwealth shall reimburse districts or unions of districts to the extent of forty per centum (40%) of the sum expended during the previous school year for salaries paid teachers of general continuation schools who were employed on a part-time basis.]

In lieu of the foregoing provisions, the Commonwealth shall, if and when sufficient revenue is available therefor from Federal funds allotted to this Commonwealth for vocational education, make payments to school districts and unions of school districts, as hereinafter in this section provided. If such revenues are not sufficient for all of the increases hereinafter provided for, increased payments shall first be made, in full, of the amounts provided for in clause (a) hereof, and thereafter the increased payments provided for in each successive clause, in its proper order, shall be made, in full, before any increased payments are made under clause subsequent in order.

Payment from
Federal funds.

(a) Local or joint evening vocational industrial, evening vocational home economics, evening vocational agricultural, and evening vocational distributive occupational schools, department, or part-time vocational schools or classes, shall be reimbursed for the full sum which was expended from July one, one thousand nine hundred and thirty-seven to June thirty, one thousand nine hundred and forty-two, and thereafter, eighty per centum (80%) of the sum which was expended for the salaries of part-time and evening vocational school teachers and supervisors during the previous school year by such school district or unions of districts for approved instruction in practical and related technical subjects.

Local or joint
evening voca-
tional schools.

(b) School districts and unions of school districts shall be reimbursed for the travel expenses of vocational teachers, coordinators, supervisors, and directors, in the conduct of approved vocational schools, departments and classes, annually from the treasury, to school districts and unions of school districts, eighty per centum (80%) of the sum expended for approved travel.

Reimbursement.

(c) Districts of the fourth class shall be reimbursed for fifty per centum (50%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in prac-

Reimbursement
of fourth class
districts.

tical and related technical subjects in day vocational schools or departments, and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments, and, in addition thereto, districts of the fourth class shall be reimbursed to the extent of twenty per centum (20%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in academic subjects in approved rural community vocational schools: Provided, however, That no district shall receive reimbursement of more than eighty per centum (80%) of any one teacher's salary out of either Federal or State funds, or both.

Joint agreements for providing vocational schools.

(d) Whenever two or more school districts have heretofore united, or shall hereafter unite by joint agreement approved by the Superintendent of Public Instruction, for the purpose of providing and maintaining approved vocational instruction as a part of the school program, the Commonwealth shall pay, annually from the treasury to each of the school districts so uniting, the sum of two hundred fifty dollars (\$250) so long as such joint agreement is in effect.

Third class districts.

(e) Districts of the third class shall be reimbursed for fifty per centum (50%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments, and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments.

Second class districts.

(f) Districts of the second class shall be reimbursed for fifty per centum (50%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments, and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments.

First class districts.

(g) Districts of the first class shall be reimbursed for thirty-five per centum (35%) of the sum expended for salaries during the previous school year by such districts or unions of districts for approved instruction in practical and related technical subjects in day vocational schools or departments, and for approved instruction in practical, related technical, and academic subjects in part-time co-operative schools or departments.

Section 10, as last amended by section 1, act of March 28, 1929 (P. L. 94), further amended.

Section 8. Section ten of said act, as last amended by section one of the act, approved the twenty-eighth day of March, one thousand nine hundred and twenty-

nine (Pamphlet Laws, ninety-four), is hereby further amended to read as follows:

Section 10. On or before the first Wednesday of January of any year in which the regular session of the Legislature is held, the State [Council of Education] *Board for Vocational Education* shall present to the Legislature an estimate of the amount of money necessary to meet the expenditures to be incurred in the administration of this act for the two school years beginning with the first day of the ensuing June; and the amount necessary to meet the claims of schools districts and unions of school districts maintaining approved vocational schools or departments, under the provisions of this act for the two school years beginning with the first day of the preceding July. On the basis of such a statement, the Legislature shall make an appropriation of such amounts as may be necessary to meet the expense of carrying this act into effect, and of reimbursing such school districts and unions of school districts for such school years as herein provided.

Biennial estimates of expenditures.

Statement to be basis of appropriation.

Section 9. Section eleven of said act, as amended by section eleven of the act, approved the first day of May, one thousand nine hundred twenty-five (Pamphlet Laws, four hundred eighteen), is hereby further amended to read as follows:

Section 11, as amended by section 11, act of May 1, 1925 (P. L. 418), further amended.

Section 11. On or before the tenth day of July of each year the school authorities of each district shall present to the State Superintendent of Public Instruction a statement of the amount expended during the school year, previous to such first day of July, for instruction in approved local or joint vocational industrial, vocational home economics, [continuation schools] *vocational distributive occupational*, or vocational agricultural schools or departments, as herein provided. On the basis of such a statement, the State Superintendent of Public Instruction, *as the executive officer of the State Board for Vocational Education*, shall, by requisition upon the State Treasurer, pay such school district and joint school districts such reimbursement for the previous school year as is provided for in this act.

Statement of expenditures.

Section 10. This act shall become effective immediately upon its passage by the General Assembly and its approval by the Governor.

When effective.

APPROVED—The 1st day of July, A. D. 1937.

GEORGE H. EARLE