

*stipulated in the contract filed with and approved by the Department of Public Instruction.*

When effective.

Section 2. Except as hereinbefore otherwise provided, the provisions of this act shall become effective on the first day of July, one thousand nine hundred and thirty-seven.

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

GEORGE H. EARLE

No. 485

AN ACT

To further amend the 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," by restricting the number of assistant county superintendents; providing for supervisors of special education, and establishing standards of eligibility, methods of appointment, duties, salaries, and methods for the payment thereof for such supervisors of special education.

Section 1101, act of May 18, 1911 (P. L. 309), as amended by section 20, act of May 29, 1931 (P. L. 243), further amended

Section 1. Be it enacted, &c., That section one thousand one hundred and one of the 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 by section twenty of the act, approved the twenty-ninth day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, two hundred forty-three), is hereby further amended to read as follows:

Superintendents and associate superintendents.

Section 1101. For the superintendence and supervision of the public schools of this Commonwealth, there shall be elected or appointed, in the manner herein provided, county superintendents, district superintendents, assistant county and district superintendents, [and] associate superintendents *and supervisors of special education.*

Section 1102, as amended by act of May 29, 1931 (P. L. 243), further amended.

Section 2. Section one thousand one hundred and two of said act, as amended by section twenty-one of

\* "eighteen" in the original.

the act, approved the twenty-ninth day of May, one thousand nine hundred and thirty-one (Pamphlet Laws, two hundred forty-three), is hereby further amended to read as follows:

Section 1102. Every person elected or appointed as county, district, or assistant county or district superintendent, or associate superintendent, or *supervisor of special education* must be a person of good moral character.

Character.

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

Section 1126, as amended by section 20, act of May 24, 1921 (P. L. 1078), further amended.

Section 1126. Every county superintendent having more than one hundred and fifty (150) and not more than [three hundred and fifty teachers under his supervision shall have an assistant superintendent; every county superintendent having more than three hundred and fifty and not more than six hundred teachers under his supervision shall have two assistant superintendents; every county superintendent having more than six hundred and not more than eight hundred teachers under his supervision shall have three assistant superintendents; and for each additional four hundred teachers, or fraction thereof, under his supervision, a county superintendent shall have an additional assistant superintendent. And the school directors of any county, at their convention for electing a county superintendent, may authorize the appointment of additional assistant superintendents to those herein provided for] *five hundred and fifty (550) teachers under his supervision, shall have one assistant county superintendent. Every county superintendent having more than five hundred and fifty (550), but not more than one thousand and fifty (1050) teachers under his supervision, shall have two assistant county superintendents. Every county superintendent having more than one thousand and fifty (1050) teachers under his supervision shall have one additional assistant county superintendent for each additional five hundred teachers, or fraction thereof, but no county superintendent shall have more than five assistants. In addition to the assistant county superintendents herein provided for, in each county in which there are 550 or more teachers under the supervision of the county superintendent, there shall be appointed one supervisor of special education, and in each county in which there are less than 550 teachers under the supervision of the county superintendent, there shall be appointed a joint supervisor of special education, who shall serve in two or more counties. In no in-*

*stance shall such supervisor of special education serve in more than three counties. The State Council of Education shall have power, and it shall be their duty, to determine the counties which shall be served jointly by a joint supervisor of special education. The time of the joint supervisor of special education shall be apportioned among the several counties on the basis of the number of teachers under the supervision of the county superintendent in each county.*

Sections 1127,  
1128 and 1129,  
amended.

Section 4. Sections one thousand one hundred and twenty-seven, one thousand one hundred and twenty-eight, and one thousand one hundred and twenty-nine of said act, are hereby amended to read as follows:

Section 1127. The superintendent of each county entitled to an assistant superintendent or assistant superintendents shall, within fifteen days after receiving his commission, nominate to the [five officers of the school directors' association of the county] *county board of school directors* the assistant superintendent or superintendents, who must furnish the president of said [association] *county board of school directors* [the same evidence of eligibility as is required of candidates for county superintendents] *evidence of eligibility in accordance with the regulations of the State Council of Education*. These nominations shall be appointments until the end of the county superintendent's term of office, when confirmed by a majority vote of the [five officers of the directors' association of said county] *county board of school directors*. The president and secretary of the [school directors' association] *county board of school directors* shall certify to the Superintendent of Public Instruction the names and post-office addresses of the assistant county superintendents and supervisors of special education, appointed as herein provided, [thus appointed] and their salaries as fixed by the directors' convention, and such assistant county superintendents and supervisors of special education shall be commissioned by the Superintendent of Public Instruction, in the same manner and under the same conditions, as in the case of county superintendents. Should the county superintendent and the [officers of the School Directors' Association] *county board of school directors* of any county fail to nominate and confirm the assistant superintendent or superintendents, or supervisor of special education, for such county within thirty days after the county superintendent has received his commission, the Superintendent of Public Instruction shall appoint such assistant superintendent or superintendents, or supervisor of special education, to serve until the end of the county superintendent's term of office.

*Any person who is certified to teach in the public*

*schools of the Commonwealth, and who is certified as a public school psychologist by the Department of Public Instruction, shall be eligible for appointment as a supervisor or joint supervisor of special education.*

*The superintendent of each county entitled to a supervisor of special education, shall nominate to the county board of school directors the candidate for the office of supervisor of special education. By a majority vote of the county board of school directors, the candidate may be appointed to serve until the end of the term of office of the county superintendent.*

*The county superintendents of the counties which are entitled to a joint supervisor of special education, shall nominate to their county boards of school directors the candidate for the office of joint supervisor of special education. By a majority vote of the several members of the county boards of school directors, the candidate may be appointed to serve until the end of the terms of office of the county superintendents.*

Section 1128. Any vacancy occurring in the position of assistant county superintendent *or supervisor of special education* shall be filled by the county superintendent and the [officers of the school directors' association] county board of school directors, in like manner as at the beginning of a term. [In all counties entitled to one or more assistant county superintendents, the county superintendents elected in May, one thousand nine hundred and eleven (1911), and the officers of the school directors' associations therein, shall, before the first day of September, one thousand nine hundred and eleven (1911), nominate and confirm the assistant county superintendents to which the several counties in this Commonwealth are entitled. Such assistant county superintendents shall hold office, subject to the provisions of this act, until the first Monday of June, one thousand nine hundred and fourteen (1914).]

Section 1129. Upon the written charges and recommendation of the county superintendent, or of the majority of the members of each of three boards of school directors whose schools are under the jurisdiction of the county superintendent, assistant county superintendents, *or the supervisor of special education* of any county may, after a hearing, be removed by the Superintendent of Public Instruction, for the same causes and in like manner as a county superintendent is removed.

Section 5. Section one thousand one hundred and thirty of said act, as amended by section two of the act, approved the twenty-seventh day of May, one thousand nine hundred and nineteen (Pamphlet Laws, three hundred), is hereby further amended to read as follows:

Section 1130. The minimum salary of each assistant county superintendent *or supervisor of special educa-*

Section 1130, as amended by section 2, act of May 27, 1919 (P. L. 300), further amended.

tion, [shall be eighteen hundred dollars (\$1,800.00) per year which] *as hereinafter in this act provided*, shall be paid out of the State appropriation for public schools in such payments and manner as the county superintendents are paid. [The salaries of additional assistant county superintendents, whose appointments may be authorized as herein provided, shall be fixed by the convention of school directors which provides for their appointment, and, together with any additional salary granted by said convention to any required] *Any additional salary granted by the school directors of any county, at their convention for electing a county superintendent, to any assistant county superintendent, or supervisor of special education*, shall be paid from the school appropriation apportioned among the several school districts under the supervision of the county superintendent before the same is distributed. The salaries of assistant county superintendents *and of supervisors of special education* shall be paid monthly.

In addition to the said salary, each assistant county superintendent *and each supervisor of special education* shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of actual and necessary expenses incurred in visiting schools within his district, in attending educational meetings, and in the performance of such other official duties as may be required by him by law. Payments shall be made monthly, on account of such expenses, to any such assistant county superintendent *or supervisor of special education* by requisition of the Superintendent of Public Instruction upon the Auditor General, upon the production to him of itemized vouchers in the usual manner.

[This act shall take effect June first, one thousand nine hundred nineteen.]

Section 1131.  
amended.

Section 6. Section one thousand one hundred and thirty-one of said act is hereby amended to read as follows:

Section 1131. Every assistant county superintendent shall diligently visit the schools assigned him by the county superintendent, and shall, under his direction, supervise and direct the work of the schools, and see that each school is equal to the grade for which it was established, and that there is, as far as practicable, uniformity in the courses of study of the several grades respectively, and shall, when so directed by the county superintendent, the Superintendent of Public Instruction, or a State Inspector of High Schools, direct or conduct examinations for promotion or graduation. He shall also inspect school property, and see that the requirements of the law as to buildings, grounds, equipment, and sanitary arrangements are fully observed and

complied with. During the school terms and vacations he shall assist the county superintendent in his work, and perform such other duties in connection with the public schools of the county as may be assigned him by the county superintendent: Provided, however, That the duties herein prescribed for the assistant county superintendents shall, in no case, be construed to lessen or limit the duty and responsibility of the county superintendent to visit all the schools under his jurisdiction as frequently as possible.

*It shall be the duty of each supervisor of special education to examine and investigate the abilities, disabilities, and needs of the exceptional children in the schools, to make recommendations concerning the instruction of such children, and to supervise such instruction. It shall also be his duty to make reports to the judge of the juvenile court, upon request by such judge, concerning any child who is a resident of a school district that is under the jurisdiction of the county superintendent of schools.*

*It shall also be his duty to assist the county superintendent in the preparation, administration, and interpretation of examinations for promotion or graduation, when so directed by the county superintendent.*

Section 7. Section one thousand one hundred and thirty-two of said act is hereby amended to read as follows:

Section 1132.  
amended.

Section 1132. Assistant county superintendent *and supervisors of special education* shall meet with boards of school directors for conference when they deem it necessary, or when they are requested by the directors to do so, and shall make to their county superintendents monthly reports concerning the condition and progress of the schools which they have visited, *and the needs of individual pupils*, together with any needed recommendations which reports shall be kept on file in the county superintendents' offices for not less than one year. The county superintendents shall forward to the various boards of school directors the reports and recommendations of the assistant county superintendents *and supervisors of special education* concerning the schools *and pupils* in their districts, or such portions thereof as they deem wise, together with any additional suggestions or recommendations.

Section 8. Clause eight of section one thousand two hundred and ten of said act, as last amended by section one of the act, approved the seventh day of May, one thousand nine hundred and twenty-nine (Pamphlet laws, one thousand five hundred eighty-seven), is hereby further amended to read as follows:

Clause 8 of section 1210, as last amended by act of May 7, 1929 (P. L. 1587), further amended.

8. County superintendents of counties having a population of less than twenty thousand (20,000),

minimum annual salary three thousand dollars (\$3,000); county superintendents of counties having a population of twenty thousand and more but less than forty-five thousand (45,000), minimum annual salary three thousand five hundred dollars (\$3,500); county superintendents of counties having a population of forty-five thousand and more but less than one hundred and fifty thousand (150,000), minimum annual salary four thousand dollars (\$4,000); county superintendents of counties having a population of one hundred and fifty thousand (150,000) or more, minimum annual salary four thousand five hundred dollars (\$4,500); all assistant county superintendents *and supervisors of special education*, minimum annual salary, three thousand dollars (\$3,000).

When effective.

Section 9. The amendments to this act *which pertain to supervisors of special education* shall become effective on the first day of July, one thousand nine hundred and thirty-nine.

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

GEORGE H. EARLE

No. 486

### AN ACT

To further amend clause twenty-three of section one thousand two hundred and ten of the 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," prohibiting the payments of appropriations to school districts failing to pay minimum salaries and increments prescribed for members of teaching and supervisory staffs.

Clause 23 of section 1210, act of May 18, 1911 (P. L. 309), as added by act of April 28, 1921 (P. L. 328), and last amended by section 3, act of May 6, 1925 (P. L. 547), further amended.

Section 1. Be it enacted, &c., That clause twenty-three of section one thousand two hundred and ten of the 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 added by the