

boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," as amended by the act, approved the twenty-fourth day of April, one thousand nine hundred forty-seven (Pamphlet Laws 68), is hereby further amended to read as follows:

Section 1110. Form of Ballot Labels on Voting Machines.—

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(g) The form and arrangement of ballot labels shall be prepared by the county election board [and submitted by said board to the Secretary of the Commonwealth for approval. If the Secretary of the Commonwealth shall approve the form and arrangement submitted, the county election board shall procure such further copies of the same, as may be necessary, at the cost of the county. If the Secretary of the Commonwealth shall disapprove the form and arrangement of ballot labels submitted, he shall indicate the changes to be made, and the county election board, after having made the changes indicated by the Secretary of the Commonwealth, shall procure further copies of the same, as may be necessary, at the cost of the county].

Section 2. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

No. 405

AN ACT

To further amend the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," by authorizing school directors of the third class to elect an associate superintendent in lieu of a district superintendent; prescribing his powers and duties and fixing his compensation.

"Public School Code of 1949."

Sections 1004, 1007, 1008 and 1009, act of March 10, 1949, P. L. 30, amended.

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

Section 1. Sections 1004, 1007, 1008 and 1009 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," are hereby amended to read as follows:

Section 1004. Oath of Office.—Every person elected or appointed as county superintendent, district superintendent, [or] assistant county or district superintendent, *or associate superintendent*, shall, before entering upon the duties of his office, subscribe to and take, before the Superintendent of Public Instruction, or before any judge of a court of common pleas in this Commonwealth, the same oath or affirmation as has herein been prescribed to be taken by persons elected to the office of school director. Such oath or affirmation, being attested by the Superintendent of Public Instruction or judge, shall be filed in the office of the Superintendent of Public Instruction.

Section 1007. Not to Engage in Teaching; Exceptions.—No county, district, [or] assistant county or district superintendent, *or associate superintendent* in this Commonwealth shall engage in the business or profession of teaching in this Commonwealth, unless it is done without any other compensation than that paid to him as such superintendent: Provided, That he may receive compensation for services in a summer school, maintained in a State teachers' college, or other college or university, devoted to the training of teachers, if he is released for such service by the board of school directors of the district in which he is employed.

Section 1008. Additional Compensation and Interest in Sale or Adoption of Books or Supplies Prohibited.—No county, district, [or] assistant county or district superintendent, *or associate superintendent*, shall receive any compensation for services rendered in connection with the public schools under his jurisdiction except the compensation herein provided. No county, district, [or] assistant county or district superintendent, *or associate superintendent*, who is engaged as such, or any person who is an applicant for such position, shall be an agent for, nor shall he be in any way financially interested in, the sale or adoption of any book or books or supplies in the county or district in which he is engaged, or in which he is an applicant for such position.

Section 1009. Influencing Elections; Penalty.—Any person who shall, either directly or indirectly, pay or give to a school director any sum of money, or other thing of value, for his vote or support in the election of a county, district, [or] assistant county or district superintendent, *or associate superintendent*, or pay or give to a school director any or all of his expenses incurred in and about the convention for the election of a

county, district, [or] assistant county or district superintendent, or *associate superintendent*, shall be guilty of a misdemeanor, and on conviction thereof shall be sentenced to pay a fine of not less than five dollars (\$5) or more than five hundred dollars (\$500), or to undergo imprisonment for not less than thirty (30) days, or more than one (1) year, either or both, at the discretion of the court. In addition thereto, he shall forever thereafter be disqualified from holding the office of county superintendent, district superintendent, assistant county or district superintendent, *associate superintendent*, school director, or any other office in the public school system of this Commonwealth.

Article X, said act, amended by adding, immediately after section 1072, a new section 1072.1.

Section 2. Article X of said act is hereby amended by adding, immediately after section 1072, a new section to read as follows:

Section 1072.1. Associate Superintendents in Districts Third Class.—In lieu of electing a district superintendent, the board of school directors in any district of the third class may, by a majority vote of all the members thereof, elect a properly qualified person as associate superintendent, who shall perform the duties of a district superintendent, under the general supervision of the county superintendent. The public schools of any district having an associate superintendent shall be subject to the superintendence of the county superintendent and shall participate in all services provided by the county superintendent.

The directors of any district electing an associate superintendent shall participate in the election of a county superintendent.

The approval of the county board of school directors shall not be required for the election of an associate superintendent.

Section 1073, said act, as amended by act of May 26, 1949, P. L. 1873, further amended.

Section 3. Section 1073 of said act, as amended by the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (Pamphlet Laws 1873), is hereby further amended to read as follows:

Section 1073. Manner of Election; Change of Class of District.—The boards of school directors of each district of the second or third class, electing a district superintendent, or in districts of the third class electing an *associate superintendent*, shall meet in convention at its regular place of meeting, on the second Tuesday of April, one thousand nine hundred fifty (1950), and every four years thereafter, at an hour previously fixed by the board. The secretary shall mail to each member thereof, at least five days beforehand, a notice of the time, place and purpose of such convention. Such convention shall, in the same manner as a county superintendent is elected and certified, elect and certify a

properly qualified district superintendent *or associate superintendent*, to serve for four years from the first Monday of July next following his election. Whenever the term of office of any district superintendent *or associate superintendent* expires, he shall continue in office for a further term of four years unless at least sixty (60) days before the date fixed for the election of such a superintendent, four or more members of a board of school directors in a second class district or three or more members of a board of school directors in a third class district employing such officer shall forward, by registered mail, a notice to the district superintendent *or associate superintendent* that another or other candidates will be considered for the office.

The term of office or commission of a district superintendent, [or] assistant district superintendent *or associate superintendent* shall not be shortened by reason of the fact that the district in which he serves shall, because of loss of population, enter a class of districts for which there is no provision for a district superintendent, [or] assistant district superintendent *or associate superintendent*, and such superintendent, [or] assistant district superintendent *or associate superintendent* shall continue to serve such district for the term of his office or commission.

Section 4. Section 1074 of said act is hereby amended to read as follows:

Section 1074.
said act,
amended.

Section 1074. Districts Having no Superintendent.—Any school district of the second [or third] class having no district superintendent *or school district of the third class having no district superintendent or associate superintendent* may elect a district *or associate superintendent*, before the regular time fixed for the election of district *or associate superintendents*, in the manner herein provided, and he shall serve until the date when the terms of other district *or associate superintendents* end.

Section 5. Section 1075 of said act, as amended by the act, approved the twenty-sixth day of May, one thousand nine hundred forty-nine (Pamphlet Laws 1820), is hereby further amended to read as follows:

Section 1075.
said act, as
amended by act
of May 26, 1949,
P. L. 1820,
further amended.

Section 1075. Salary.—The board of school directors at any convention electing a district superintendent *or the board of school directors of any district of the third class at any convention electing an associate superintendent* shall determine the amount of salary to be paid such district superintendent *or associate superintendent*, which compensation shall be paid out of the funds of the district.

District superintendents *and associate superintendents* shall be entitled to the following minimum annual salaries:

(1) In districts having a population of less than forty-five thousand (45,000) six thousand dollars (\$6000);

(2) In districts having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000), six thousand five hundred dollars (\$6500);

(3) In districts having a population of one hundred fifty thousand (150,000) or more, seven thousand dollars (\$7000).

APPROVED—The 29th day of September, A. D. 1951.

JOHN S. FINE

No. 406

AN ACT

To further amend sections 315 and 413 of the act, approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties," by limiting the effect on workmen's compensation claims of insurance payments for non-occupational illness or injury.

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

Section 1. Sections 315 and 413 of the act, approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws 736), entitled, as amended, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability *and compensation thereunder; and prescribing penalties," as last reenacted and amended by the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 520), are hereby further amended to read as follows:

Section 315. In cases of personal injury all claims for compensation shall be forever barred, unless, within one year after the accident, the parties shall have agreed upon the compensation payable under this article; or

The Pennsylvania Workmen's Compensation Act.

Sections 315 and 413, act of June 2, 1915, P. L. 736, as last reenacted and amended by act of June 21, 1939, P. L. 520, further amended.

Time limit for filing claim for compensation for personal injury.

* "nad" in original.