

retirement. The rate per centum of said deduction from salary shall be based on such mortality and other tables as the retirement board shall adopt, together with regular interest, and shall be computed to remain constant during the prospective school service of the contributor.

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APPROVED—The 1st day of June, A. D. 1956.

GEORGE M. LEADER

No. 673

AN ACT

Amending the act of March ten, 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," requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases, and providing for advancements and reimbursements.

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

Public School  
Code of 1949.

Section 1. Clause (16) of section 925, act of March ten, one thousand nine hundred forty-nine \*(Pamphlet Laws 30) added July twenty-seven, one thousand nine hundred fifty-three (Pamphlet Laws 619), known as the "Public School Code of 1949," is amended to read:

Clause (16),  
section 925, act  
of March 10,  
1949, P. L. 30,  
added July 27,  
1953, P. L. 619,  
amended.

Section 925. Powers and Duties.—The county board of school directors [, in respect to school districts under the supervision of the county superintendent,] shall have power and its duty shall be—

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(16) To estimate and file with the Department of Public Instruction, *on or before the first day of July of each year*, the cost of classes and schools for handicapped, whenever such classes and schools are authorized, [on or before the first day of July of each year] *and the cost of transportation of pupils to and from classes and schools for handicapped children, whether or not conducted by the county board.*

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Section 2. Section 1374 of the act is amended to read:

Section 1374, act  
of March 10,  
1949, P. L. 30,  
amended.

Section 1374. Free Transportation or Board and Lodging.—Any physically or mentally handicapped child, who is regularly enrolled in a special class that is ap-

\* "(Pamphlet Laws 30)" omitted in original.

proved by the Department of Public Instruction, or who is enrolled in a regular class in which approved educational provisions are made for him, may be furnished with free transportation by the school district. When it is not feasible to provide such transportation the board of school directors may in lieu thereof pay for suitable board and lodging for any such child. *If free transportation or board and lodging is not furnished for any physically or mentally handicapped child who, by reason thereof, is unable to attend the class or center for which he is qualified, the county board of school directors shall provide the transportation necessary.*

Section 2509.1,  
act of March 10,  
1949, P. L. 30,  
added July 27,  
1953, P. L. 619,  
amended.

Section 3. Section 2509.1 of the act added July twenty-seven, one thousand nine hundred fifty-three (Pamphlet Laws 619), is amended to read:

Section 2509.1. Payment on Account of *Transportation* Classes and Schools for Handicapped.—[(A) Every county board shall be paid, on the first day of August and the first day of January of each school year that classes and schools for handicapped children are conducted, in equal installments, the amount of estimated costs for the operation thereof. Such payments shall be deducted from the reimbursements due the district of residence of each handicapped child attending such classes or schools. Reimbursement on account of handicapped children shall be made to the district of residence even though such child attends classes or schools conducted by a county board of school directors.

For each child who is blind, deaf or afflicted with cerebral palsy, attending such classes or school, the county board shall be paid by the district of residence the sum of two hundred dollars (\$200), and shall be paid by the Commonwealth, out of moneys appropriated to the Department of Public Instruction, the balance of the cost of education and training of such child, which amount shall not exceed seventy-five per cent of the total cost of education of such child who is blind, deaf or afflicted by cerebral palsy, in a residence school for similar education.

(B) Whenever children from districts under the supervision of a district superintendent attend classes or schools for handicapped conducted by a county board, the county board shall be paid an amount equal to the charge per pupil made against such district, which shall be deducted from the \*reimbursements due such district.] *Annually, before the first day of July, every county board of school directors shall submit, for prior review and approval by the Department of Public In-*

\* "reimbursement" in original.

struction, an estimate of the cost of classes or schools for handicapped children to be operated by the county board during the ensuing school year, and for transportation of pupils to and from classes and schools for handicapped children, whether or not conducted by the county board. On or before the first day of August, the Commonwealth shall pay to the county board of school directors a sum equal to one-half of the approved estimated annual cost of operation of classes and schools and transportation for handicapped children and, on or before the first day of January, shall pay an equal sum, or a lesser sum as may be shown to be necessary by an adjusted budget based upon expenditures during the first half of the school term. At the end of each school year all unexpended funds shall be credited to Commonwealth. Payments due for the succeeding school year on account of the operation of such classes or upon direction of the Superintendent of Public Instruction shall be returned to the Commonwealth. All such funds returned are hereby specifically appropriated to the Department of Public Instruction for support of schools and classes, and transportation for handicapped children. For each child enrolled in any special class or school for handicapped children operated by a county board of school directors, the school district in which the child is resident shall pay to the Commonwealth a sum equal to the "tuition charge per elementary pupil" or the "tuition charge per high school pupil," as determined for the schools operated by the district or by a joint board of which the district is a member, based upon the costs of the preceding school term as provided for in section two thousand five hundred sixty-one of the act to which this is an amendment. In the event that any school district has not established such "tuition charge per elementary pupil" or "tuition charge per high school pupil," the Superintendent of Public Instruction shall fix a reasonable charge for such district for the year in question. In addition, the district shall pay on account of transportation by the county board of pupils to and from classes and schools for handicapped children, whether or not conducted by the county board, an amount to be determined by subtracting from the cost of transportation per pupil the reimbursement due the district on account of such transportation in order to facilitate such payments by the several school districts. The Superintendent of Public Instruction shall withhold from any moneys due to such district out of any state appropriation, except from \*reimbursements due on account of rentals as provided in section two thousand five hundred eleven point one of the act to which this

\* "reimbursement" in original.

*is an amendment, the amounts due by such school districts to the Commonwealth. All amounts so withheld are hereby specifically appropriated to the Department of Public Instruction for the support of public schools.*

APPROVED—The 1st day of June, A. D. 1956.

GEORGE M. LEADER

No. 674

### A SUPPLEMENT

To the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (Pamphlet Laws 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

State employes' retirement system.

Credit provisions for transfer from Public School Employes' Retirement Fund to State Employes' Retirement Fund.

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

Section 1. Any State employe who is a contributor on [the date of the final enactment of this act] *the first day of July, 1956, and* who, as an employe under the public school system of this Commonwealth, made contributions and on account of whose service contributions were made by the State and by any school district to the Public School Employes' Retirement Fund, on account of the service credited to him under the Public School Employes' Retirement System, and for which he has not heretofore been credited under the act to which this is an amendment, may request the Retirement Board to give him credit for such previous service. The Retirement Board shall credit the contributor with such period of service upon the fulfillment of the following conditions: (1) there shall be furnished to the Retirement Board, by the Public School Employes' Retirement Board, a statement certifying all such service heretofore credited as a member of the Public School Employes' Retirement System, which hereafter is to be considered as having been rendered as a State employe;