

No. 266

AN ACT

HB 2451

Amending the act of May 11, 1905 (P.L.518, No.429), entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches," changing the name of the school, further providing for administration, admissions, tuition students, ex-officio visitors and the annual report, providing for a president, and other administrative personnel and rights of teachers, eliminating salary provisions and making editorial corrections.

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

Section 1. The title, act of May 11, 1905 (P.L.518, No.429), entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches," is amended to read:

AN ACT

Making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens **[Industrial and Reform School of Pennsylvania,]** *State School of Technology* in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches.

Section 2. Section 1 of the act, amended April 29, 1909 (P.L.274, No.176), is amended to read:

Section 1. Be it enacted, &c., That within ninety days of the passage of this act, the Governor shall appoint five commissioners, who shall serve without compensation, who shall build an institution on such plot of ground, not less than two acres, as the citizens of Lancaster, Pennsylvania, may donate for the purpose aforesaid, for the education and training of indigent orphans: Provided, however, If a sufficient number of the above class to fill the places provided in said school, who are deemed by the trustees, under rules established for the government of the school, qualified for admission, shall not apply, then the board of trustees of the corporation created by this act may admit, first, **(i) [orphans who may not be indigent] other deserving persons,** and, afterwards, **(ii) [other deserving boys, though they be not orphans,] orphans who may not be indigent** as the trustees in

their best judgment may think proper. Those shall be deemed orphans who have lost either parent.

Section 3. Section 5 of the act is amended to read:

Section 5. The buildings shall be separated, and shall embrace one or more school-houses, and one or more workshops, and an isolating hospital, all on such scale as will create an institution accommodating not less than two hundred **[boys] persons**, planned and located for easy and natural additions, as the needs of the institution may demand.

Section 4. Section 7 of the act, amended June 21, 1947 (P.L.764, No.327), is amended to read:

Section 7. The said commissioners, upon the completion of the said institution, shall surrender their trust to a board of trustees to consist of nine members, who shall serve without compensation, and be appointed by the Governor, by and with the advice and consent of the Senate. Said trustees shall be a body politic or corporate, of the name of the Thaddeus Stevens **[Trade School] State School of Technology**. They shall manage and direct the affairs of the institution, and make all necessary by-laws and regulations, not inconsistent with either the provisions of the Constitution, **[or] laws of the Commonwealth, or rules and regulations of the State Board of Education**. Of the trustees first appointed, three shall serve for one year, three for two years, and three for three years, and at the expiration of the respective periods the vacancies shall be filled by the Governor, by appointment, for three years, as hereinbefore provided; and should any vacancy occur by death or resignation, or otherwise, of any trustee, such vacancy shall be filled, by appointment as aforesaid, for the unexpired term of said trustee. The **[Superintendent of Public Instruction] Secretary of Education** shall be ex-officio member of the board of trustees.

Section 5. The act is amended by adding a section to read:

**Section 7.1. The chief administrator and academic officer of the Thaddeus Stevens State School of Technology shall be the president whose duties shall be defined by the Board of Trustees and approved by the Secretary of Education. Other administrative personnel shall be designated at the discretion of the Board of Trustees.**

Section 6. Sections 8 and 8.1 of the act, amended or added January 14, 1952 (P.L.1927, No.532), are amended to read:

Section 8. There shall be received into the institution indigent orphan **[boys] persons** or other deserving **[boys] persons**, from the State of Pennsylvania, above the age of fifteen years, whose admission may be applied for under such regulations as the Board of Trustees may adopt. In considering such admission no preference shall be shown on account of race, **[or] color, [or] sex, marital status, ethnic group** or religion. The course of instruction shall be the equivalent **level of the junior and senior year** of a four year public **vocational-technical** high school **[course and] and/or a two year postsecondary institution which** shall include (1) vocational education of **[less than college grade] no more than two years leading to the awarding of diplomas, certificates or associate degrees, when**

*approved by the Secretary of Education in accordance with rules and regulations established by the State Board for this level of education, for the purpose of fitting pupils to pursue effectively a recognized profitable employment, and (2) evening or other classes providing such instruction for persons [seventeen years of age or over] who have left full-time school providing the Board of Trustees shall establish and charge tuition for such instruction that will cover the total cost of instruction including all direct costs and the allocable portion of all applicable indirect costs.*

Section 8.1. In addition to *State-supported* resident students *as defined in section 1*, the board of trustees may admit for study at the school part-time or full-time [nonresident] *tuition* students, and shall fix and charge tuition rates *as approved by the Secretary of Education* for such [nonresident] students. All money collected as tuition by the institution shall be paid into the General Fund and credited to the appropriations made to the institution.

Section 7. Section 10 of the act is amended to read:

**[Section 10. The salaries of the officers, teachers and attendants of the institution shall be fixed by the Board of Trustees.]**

Section 8. The act is amended by adding a section to read:

**Section 10.1. Except as otherwise provided by law, teachers in the Thaddeus Stevens State School of Technology shall enjoy the same privileges, including tenure rights, and be subject to the same laws as teachers in the public schools of this Commonwealth.**

Section 9. Section 11 of the act is amended to read:

Section 11. The Governor, [Superintendent of Public Instruction] *Secretary of Education*, Judges of the several courts of the State, and Senators and Representatives in the Legislature shall be ex-officio visitors of said institution; and it shall be subject to inspection by the Department of [Public Instruction] *Education*; and an annual report of the conduct and management of the school shall be made by the [Superintendent of Public Instruction] *President to the General Assembly and the Secretary of Education*.

Section 10. Whenever in any law reference is made to the Thaddeus Stevens Industrial and Reform School of Pennsylvania or the Thaddeus Stevens Trade School it shall be deemed to refer to and include the Thaddeus Stevens State School of Technology.

Section 11. This act shall take effect immediately.

APPROVED—The 30th day of November, A. D. 1976.

MILTON J. SHAPP