

No. 1978-184

AN ACT

HB 2233

Amending the act of March 10, 1949 (P.L.30, No.14), 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," changing certain provisions to provide equal rights between husband and wife, between man and woman.

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

Section 1. Section 679, act of March 10, 1949 (P.L.30, No.14), known as the "Public School Code of 1949," amended June 16, 1972 (P.L.449, No.138), is amended to read:

Section 679. Per Capita Taxes.—Each resident or inhabitant, over eighteen years of age, in every school district of the second, third, and fourth class, which shall levy such tax, shall annually pay, for the use of the school district in which he or she is a resident or inhabitant, a per capita tax of not less than one dollar nor more than five dollars, as may be assessed by the local school district. **[Every husband against whose wife a per capita tax is levied shall be liable for the payment of such tax. Collection thereof from such husband may be made and enforced in the manner provided by law for the collection and enforcement of payment of other taxes owing by such husband, including the collection thereof from the husband's employer.]** *The tax collector shall not proceed against a spouse or his employer until he has pursued remedies against the delinquent taxpayer and the taxpayer's employer under this section.*

Each school district may exempt any person whose total income from all sources is less than two thousand dollars per annum from its per capita tax or any portion thereof. The school district may adopt and employ regulations for the processing of claims for the exemption.

Section 2. Clauses (6), (9) and (10) of section 1801 of the act, amended May 9, 1949 (P.L.939, No.263), are amended to read:

Section 1801. Definitions.—The following words and phrases as used in this article shall, unless a different meaning is plainly required by the context, have the following meanings:

* * *

(6) "Vocational homemaking 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.]** *that focuses on preparing pupils for the role of homemaker or wife*

earner including gainful programs that are designed to prepare students for employment in occupations which use the knowledge, skills, and attitudes in the subject matter areas of home economics and useful programs that are designed to help individuals and families improve home environment and the quality of family life.

* * *

(9) "Vocational evening class" in vocational homemaking shall mean a class giving training [in relation to the home to girls or women, over fourteen years of age, however they may be employed or engaged during the day.] *as indicated in clause (6) for students during the evening.*

(10) "Vocational homemaking 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.] *as indicated in clause (6).*

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Section 3. Subsection (a) of section 1809 of the act, amended May 14, 1949 (P.L.1365, No.408), is amended to read:

Section 1809. Attendance in Other Districts and Other States; Pupils from Other States.—(a) Any resident of any school district which does not maintain an approved vocational industrial, vocational agricultural, vocational homemaking, or vocational distributive occupational education day, part-time, or evening class, school or department, offering the type of training which he desires, may make application to the board of school directors of any other district for admission to such school or department maintained by said board. If the board refuses him admission, he may apply to the State Board for Vocational Education for admission to such school or department. The State Board for Vocational Education may approve or disapprove such application. In making such decision the State 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. The decision of the State Board for Vocational Education shall be final.

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Section 4. This act shall take effect in 60 days.

APPROVED—The 4th day of October, A. D. 1978.

MILTON J. SHAPP