

No. 2006-101

AN ACT

SB 809

Amending the act of May 1, 1933 (P.L.103, No.69), entitled, as reenacted and amended, "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," further providing for organization meeting and appointment of secretary and treasurer, for the duties of township supervisors, for county associations and for State Association of Township Supervisors authorized.

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

Section 1. Section 602 of the act of May 1, 1933 (P.L.103, No.69), known as The Second Class Township Code, reenacted and amended November 9, 1995 (P.L.350, No.60), is amended by adding a subsection to read:

Section 602. Organization Meeting; Appointment of Secretary and Treasurer.—* * *

(d) The board of supervisors may authorize a supervisor who is employed by the township to be compensated at the supervisor's regular employe rate and a supervisor who is not employed by the township to receive total or partial reimbursement for lost wages or salary if the supervisor's presence is required in a court of law concerning a township-related matter or the supervisor's attendance is required at any meeting of a board, council of government, commission, authority or county government-sponsored committee to which the supervisor has been appointed by the board of supervisors, board of county commissioners or county council of the county in which the supervisor resides. The compensation may be granted at the discretion of the board of supervisors, and any rate may be granted to the supervisor up to the supervisor's normal pay rate or lost wages or salary. This subsection shall be subject to the following conditions:

(1) The court must be in session or other meeting must occur during the supervisor's normal working hours.

(2) The supervisor must not receive any compensation from the other board, council of government, commission, authority or county government committees for the particular meeting the supervisor attends.

(3) No supervisor may be compensated for attending more than 120 hours of court sessions, other board, council of government, commission, authority or county government committee meetings within a calendar year. The secretary or manager of the township shall keep an accurate and timely accounting of the number of hours that a supervisor has accrued.

Section 2. Section 607 of the act, amended May 16, 2002 (P.L.365, No.51), is amended to read:

Section 607. Duties of Supervisors.—The board of supervisors shall:

(1) Be charged with the general governance of the township and the execution of legislative, executive and administrative powers in order to ensure sound fiscal management and to secure the health, safety and welfare of the citizens of the township.

(2) Have the responsibility for maintenance of township-owned equipment and facilities.

(3) Employ persons as may be necessary for the general conduct of the business of the township and provide for the compensation, organization and supervision of the persons so employed. Records shall be kept and reports made and filed giving the names of all persons employed, dates on which work was done and the number of hours worked with compensation paid to each person and the capacity in which employed.

(4) Authorize attendance at conferences, institutes, schools and conventions. Any supervisor, elected or appointed officer or township employe may if directed by the board of supervisors attend any conference, institute, school or convention dealing with the duties and functions of elected or appointed officers or employes. The expenses for attending the meetings may be paid by the township and are limited to the registration fee, mileage for the use of a personal vehicle or reimbursement of actual transportation expense going to and returning from the meeting plus all other actual expenses that the board of supervisors agrees to pay. Every attendee shall submit to the board of supervisors an itemized account of expenses incurred at the meeting. The board of supervisors may authorize employes to be compensated at their regular employe rate, and auditors to be compensated at the rate of ten dollars (\$10) for each hour up to a maximum of [five] *eight* hours per day, during their attendance at the meeting.

(5) Annually, on or before the first day of February, furnish to the board of auditors information on the construction or maintenance of roads or other matters that may be required by any department of the Commonwealth to be included in the annual township report.

(6) Provide for the annual tax duplicate to be prepared and presented to the tax collector.

(7) Perform duties and exercise powers as may be imposed or conferred by law or the rules and regulations of any agency of the Commonwealth.

Section 3. Sections 1401(c)(2) and 1402(g)(2) of the act, amended February 21, 2002 (P.L.100, No.9), are amended and the sections are amended by adding subsections to read:

Section 1401. County Associations.—* * *

(c) * * *

(2) If the meeting is held during township employes' normal work schedule, the board of supervisors may authorize township employes, *including supervisors employed by the township*, to be compensated at their

regular employe rate during their attendance at the meeting, in which case the employe is not entitled to the thirty-five dollars (\$35) mentioned in this section.

* * *

(d.1) If a meeting of the officers and members of the executive board of the county association is held during the township employes' normal work schedule, the board of supervisors may authorize a supervisor who is employed by the township to be compensated at the supervisor's regular employe rate and a supervisor who is not employed by the township to receive total or partial reimbursement for lost wages or salary during the supervisor's attendance at the meeting, for up to six days total in a year. A supervisor may not be compensated by the township under this subsection if the supervisor receives any other compensation from the county association for attending the meeting.

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Section 1402. State Association of Township Supervisors Authorized.—*

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(g) * * *

(2) The board of supervisors may authorize township employes, *including supervisors employed by the township*, to be compensated at their regular employe rate during their attendance at the annual meeting.

* * *

(j) The board of supervisors may authorize a supervisor who is employed by the township to be compensated at the supervisor's regular employe rate and a supervisor who is not employed by the township to receive total or partial reimbursement for lost wages or salary if the supervisor attends a meeting for which the supervisor is a member of the executive committee, a standing committee or a trustee of the State Association of Township Supervisors subject to the following limitations:

(1) A supervisor on a standing committee of the State Association of Township Supervisors shall be limited to two days per year of regular employe rate compensation or lost wages or salary, as applicable.

(2) A supervisor on the Board of Trustees Insurance Fund of the State Association of Township Supervisors shall be limited to four days per year of regular employe rate compensation or lost wages or salary, as applicable.

(3) Any supervisor on the executive board or committee of the State Association of Township Supervisors shall be limited to fifteen days per year of regular employe rate compensation or lost wages or salary, as applicable.

(4) A supervisor on any of the committees, funds or boards identified under paragraph (1), (2) or (3) may not be compensated by the township under this section if the supervisor receives any compensation from the committee, fund or board for attending that meeting.

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

APPROVED—The 7th day of July, A.D. 2006.

EDWARD G. RENDELL