

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 947

Session of
1983

INTRODUCED BY ITKIN, FISCHER, GALLAGHER, PRESTON, IRVIS, COWELL,
PISTELLA, PETRONE, SEVENTY, DAWIDA AND O'DONNELL, MAY 3, 1983

REFERRED TO COMMITTEE ON EDUCATION, MAY 3, 1983

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," further providing for the duties of
6 the school director district reapportionment commission and
7 clarification of the number of school director districts
8 within a first class A school district.

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

11 Section 1. Section 302.1(c)(4) and (8) of the act of March
12 10, 1949 (P.L.30, No.14), known as the Public School Code of
13 1949, added December 19, 1975 (P.L.511, No.150), are amended to
14 read:

15 Section 302.1. School Board in First Class A School
16 Districts; Apportionment of Seats, and Numbers, Terms, and
17 Methods for Election of School Directors in First Class A School
18 Districts.--* * *

19 (c) Apportionment.--

20 * * *

1 (4) Each year following the year in which [such] Federal
2 census data is officially reported, a school director district
3 reapportionment commission shall be [constituted in like manner
4 and with like composition as the initial school director
5 district apportionment commission herein set forth.] appointed.
6 Said reapportionment commission shall consist of seven members,
7 three to be appointed by the mayor of the most populous
8 municipality in the school district, three by the city council
9 of such municipality and one by the mayor of any other
10 municipality of the school district with the approval of the
11 legislative body thereof. The duties of the reapportionment
12 commission shall be to determine, from the census data, whether
13 differences in the population of the existing school director
14 districts require adjustment of the population in said
15 districts. In the event that adjustment of the population in
16 said districts is required, the reapportionment commission
17 shall, to the extent necessary, move the lines that divide the
18 existing school director districts to make any new school
19 director districts as compact, contiguous, as nearly equal in
20 population as practicable, and to best provide for racial
21 balance on the board of school directors of said school
22 district. In no event shall the number of school directors or
23 school director districts be increased or decreased. Such
24 reapportionment commission shall file its plan no later than
25 forty-five days after either the commission has been duly
26 certified or the population data for the first class A school
27 district as determined by the Federal decennial census are
28 available, whichever is later in time.

29 * * *

30 (8) The county board of elections shall place upon the

1 ballot to be submitted to the voters of each first class A
2 school district under the act of June 3, 1937 (P.L.1333,
3 No.320), known as the "Pennsylvania Election Code," the
4 following question:

5 Shall the apportionment plan submitted by
6 the school director district apportionment Yes
7 commission for the election of members of
8 the Board of Public Education of the school No
9 district of.....be approved?

10 In the event the voters accept the apportionment plan, the
11 number of school director districts contained in the original
12 apportionment plan shall be the permanent number of school
13 director districts in said school district, and said permanent
14 number of school director districts shall neither be increased
15 nor decreased by any future reapportionment commission nor by
16 the court of common pleas of the county in which the school
17 district is located.

18 In the event the voters shall reject the apportionment plan, the
19 nomination of school directors under this section shall be void
20 and the present board shall continue, but a second referendum,
21 upon the petition of fifteen per cent of the registered voters
22 of the school district, may be held after two years from the
23 date of the first election.

24 * * *

25 Section 2. This act shall take effect immediately.