

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL**

**No. 1178** Session of  
2007

INTRODUCED BY BROWNE, WASHINGTON, RAFFERTY, PILEGGI, M. WHITE,  
ARMSTRONG, KITCHEN, WONDERLING, ROBBINS, FOLMER, EARLL,  
WOZNIAK, COSTA, BOSCOLA AND C. WILLIAMS, NOVEMBER 30, 2007

REFERRED TO EDUCATION, NOVEMBER 30, 2007

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 eligibility and  
6 incompatible offices.

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

9 Section 1. Section 322 of the act of March 10, 1949 (P.L.30,  
10 No.14), known as the Public School Code of 1949, amended May 11,  
11 1982 (P.L.396, No.115) and repealed in part June 26, 1989  
12 (P.L.47, No.10), is amended to read:

13 Section 322. Eligibility; Incompatible Offices.--Any citizen  
14 of this Commonwealth, having a good moral character, being  
15 eighteen (18) years of age or upwards, and having been a  
16 resident of the district for at least one (1) year prior to the  
17 date of his election or appointment, and being registered to  
18 vote in the political subdivision he or she is seeking to  
19 represent, shall be eligible to the office of school director

1 therein: Provided, That any person holding any office or  
2 position of profit under the government of any city of the first  
3 class, or the office of mayor, chief burgess, county  
4 commissioner, district attorney, city, borough, or township  
5 treasurer, member of council in any municipality, township  
6 commissioner, township supervisor, tax collector, assessor,  
7 assistant assessor, any comptroller, auditor, constable,  
8 executive director or assistant executive director of an  
9 intermediate unit, supervisor, principal, teacher, or employe of  
10 any school district, shall not be eligible as a school director  
11 in this Commonwealth. This section shall not prevent any  
12 district superintendent, assistant district superintendent,  
13 supervisor, teacher, or employe of any school district, from  
14 being a school director in a district other than the one in  
15 which he is so employed, and other than in a district with which  
16 the district in which he is employed operates a joint school or  
17 department. Provided, however, That a joint school or department  
18 does not include a vocational school, intermediate unit or  
19 community college: And provided further, That a school director  
20 who is a supervisor, principal, teacher or employe of a  
21 vocational school, intermediate unit or community college shall  
22 not serve as a member of a board of the vocational school,  
23 intermediate unit or community college in which he is a  
24 supervisor, principal, teacher or employe: And provided further,  
25 That a school director who is a supervisor, principal, teacher  
26 or employe of a vocational school, intermediate unit or  
27 community college, shall not be assigned to a position of  
28 employment under the supervision of the district in which he or  
29 she serves as a member of the board of school directors. A  
30 school director shall not be eligible to the office of member of

1 council in any municipality.

2 Section 2. The amendment of section 322 of the act shall  
3 apply to elections for school director occurring on or after the  
4 effective date of this section.

5 Section 3. This act shall take effect in 60 days.