

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2088 Session of
1987

INTRODUCED BY PETRONE, TRELLO, GAMBLE, DeLUCA, PISTELLA,
PRESTON, LUCYK, BOOK, LANGTRY, McVERRY, FARMER AND CESSAR,
DECEMBER 15, 1987

REFERRED TO COMMITTEE ON MILITARY AND VETERANS AFFAIRS,
DECEMBER 15, 1987

AN ACT

1 Amending the act of July 28, 1953 (P.L.723, No.230), entitled,
2 as amended, "An act relating to counties of the second class
3 and second class A; amending, revising, consolidating and
4 changing the laws relating thereto," further providing for
5 the membership on boards of managers of memorial halls.

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

8 Section 1. Sections 2565 and 2566 of the act of July 28,
9 1953 (P.L.723, No.230), known as the Second Class County Code,
10 amended June 19, 1961 (P.L.463, No.232) are amended to read:

11 Section 2565. Personnel.--The board of managers shall
12 consist of:

13 (a) Ex-officio members (five): the president judge of the
14 court of common pleas of such county; the judge of said court
15 next oldest in commission; the county commissioners of the
16 county.

17 (b) Elective members ([fifteen] sixteen): the [present
18 elective members representing the Veterans of the Civil War

1 shall be and continue as members of such board until removed by
2 death, resignation, or otherwise. The remaining] members of the
3 elective [(fifteen)] shall be filled by the following veterans
4 organizations out of their membership: [(three) by the county
5 organization of the United Spanish War Veterans; (three)] (four)
6 by the county organization of the American Legion; ([three]
7 four) by the county organization of the Veterans of Foreign
8 Wars; [(three) by the county organizations of the Italian
9 American War Veterans of the United States, Incorporated; within
10 thirty days from the date when this act becomes effective; and
11 they shall certify such election to the secretary of the
12 existing board, whereupon the persons so elected shall be
13 members of the board] (two) by the county organization of the
14 Disabled American Veterans; and (six: one, each) by the county
15 organizations of Vietnam Veterans, Inc., the American Veterans
16 of World War II, the Jewish War Veterans, the Catholic War
17 Veterans, the Military Order of the Purple Heart and the
18 Paralyzed Veterans of America.

19 (c) Additional members: the board may extend its membership
20 by adding one member for each group approved under section 2566.

21 Section 2566. Vacancies.--Vacancies occurring among the
22 elective members of the board shall be filled by the
23 organization which chose the members whose place it is desired
24 to fill[: Provided, however, That whenever it may appear that it
25 is impossible to fill any vacancy in the board caused by the
26 death or resignation of a member thereof who represented the
27 Veterans of the Civil War because no organization survives to
28 choose such members or no person survives who can qualify for
29 such membership, vacancies so created and existing shall, upon
30 notice from the secretary, be filled by the county organizations

1 of the United Spanish War Veterans and the American Legion and
2 the Veterans of Foreign Wars and the Italian American War
3 Veterans of the United States, Incorporated. That is to say, the
4 first vacancy so caused shall be filled by the county
5 organization of the United Spanish War Veterans, the second by
6 the county organization of the American Legion, and the third by
7 the county organization of the Veterans of Foreign Wars, and so
8 on in rotation. That is to say, that when no member representing
9 the Veterans of the Civil War shall remain on said board, the
10 elective personnel of the board shall be as follows: Elective
11 members sixteen; United Spanish War Veterans (four); American
12 Legion (four); Veterans of Foreign Wars (four); Italian American
13 War Veterans of the United States, Incorporated (four)]. If the
14 vacancy is not filled from within the designated group within
15 three months after written notification from the board, the
16 designated group will lose its right to membership on the board.
17 If there is a loss of membership on the board or if an
18 additional veterans' group seeks membership on the board, the
19 Board shall consider any veterans' group which applies, in
20 writing, for membership. The board shall admit a group to
21 membership if all of the following apply:

22 (1) The group is a chartered nonprofit organization whose
23 goals are relevant to a Federally supported operation in which
24 foreign duty, action or enforcement of Federal law and
25 regulations were involved.

26 (2) The group has a past history of at least three years
27 continuous operation and membership.

28 (3) The member representing the group has the support of the
29 county organization of the group.

30 (4) The member representing the group has been an active

1 member of the group for at least two years.

2 Section 2. This act shall take effect in 60 days.