

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 615 Session of 2009

INTRODUCED BY BROWNE, KITCHEN, ROBBINS, FOLMER, ALLOWAY,
BOSCOLA, WAUGH, PILEGGI, COSTA, EARLL, VANCE, RAFFERTY,
WONDERLING AND WARD, MARCH 13, 2009

REFERRED TO EDUCATION, MARCH 13, 2009

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11 1982 (P.L.396, No.115) and repealed in part June 26, 1989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.