

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2122 Session of 2012

INTRODUCED BY LAWRENCE, SIMMONS, BLOOM, CREIGHTON, CUTLER,  
EVANKOVICH, GILLEN, GROVE, HESS, HORNAMAN, KAUFFMAN, MAHONEY,  
MAJOR, MURT, SACCONI, SCHRODER, SWANGER, TALLMAN, TOOIL AND  
YOUNGBLOOD, JANUARY 17, 2012

REFERRED TO COMMITTEE ON EDUCATION, JANUARY 17, 2012

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," in district superintendents and  
6 assistant district superintendents, providing for severance  
7 packages.

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

10 Section 1. The act of March 10, 1949 (P.L.30, No.14), known  
11 as the Public School Code of 1949, is amended by adding a  
12 section to read:

13 Section 1075.1. Severance Packages.--(a) If a board of  
14 school directors:

15 (1) enters into a contract with a district superintendent or  
16 assistant district superintendent, as provided by this article,  
17 after the effective date of this section;

18 (2) terminates the contract; and

19 (3) upon termination, pays to the district superintendent or

1 assistant district superintendent an amount greater than twenty-  
2 five thousand dollars (\$25,000) for all compensation,  
3 the school entity shall be subject to a fine pursuant to  
4 subsection (b).

5 (b) The Department of Education shall fine a school district  
6 which violated subsection (a) an amount equal to the market  
7 value to income aid ratio of the school district multiplied by  
8 the amount of compensation in excess of twenty-five thousand  
9 dollars (\$25,000).

10 (c) For the purposes of this section, "compensation" shall  
11 include all payments for salary for the remaining term of a  
12 contract, payment for unused sick leave and vacation days,  
13 payment of health insurance benefits and any other payment made  
14 to or on behalf of a district superintendent or assistant  
15 district superintendent upon termination as specified by the  
16 contract.

17 Section 2. This act shall take effect in 90 days.