

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 329

Session of  
1997

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INTRODUCED BY PISTELLA, PIPPY, LEDERER, GEIST, GIGLIOTTI,  
FAIRCHILD, PESCI, SHANER, HERSHEY, ROBINSON, YOUNGBLOOD,  
TRELLO, E. Z. TAYLOR, WOJNAROSKI AND J. TAYLOR,  
FEBRUARY 6, 1997

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AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF  
REPRESENTATIVES, AS AMENDED, APRIL 14, 1997

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### 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 of boards of managers for monuments and  
6 memorials to war veterans.

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

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

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

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

18 (b) Elective members [(fifteen): the present elective

1 members representing the Veterans of the Civil War shall be and  
2 continue as members of such board until removed by death,  
3 resignation, or otherwise. The remaining members of the elective  
4 (fifteen) shall be filled by the following organizations out of  
5 their membership: (three) by the county organization of the  
6 United Spanish War Veterans; (three)] ~~(twenty three)~~ (TWENTY- <—  
7 ONE): the elective members shall be filled by the following  
8 veterans' organizations out of their membership: (four) by the  
9 county organization of the American Legion; [(three)] (four) by  
10 the county organization of the Veterans of Foreign Wars;  
11 [(three)] ~~(four)~~ by the county organizations of the Italian <—  
12 American War Veterans of the United States, Incorporated;] (two) <—  
13 by the county organization of the Disabled American Veterans;  
14 ~~(nine)~~ (ELEVEN: one, each) by the county organizations of <—  
15 Vietnam Veterans, Incorporated, the American Veterans of World  
16 War II, the Jewish War Veterans, the Catholic War Veterans, the  
17 Military Order of the Purple Heart, the Paralyzed Veterans of  
18 America, the Korean War Veterans Association, THE ITALIAN <—  
19 AMERICAN WAR VETERANS OF THE UNITED STATES, INCORPORATED, THE  
20 BLACK VIETNAM VETERANS ASSOCIATION, the WAVES National  
21 Organization and the Military Order of World Wars; within thirty  
22 days from the date when this act becomes effective; and they  
23 shall certify such election to the secretary of the existing  
24 board, whereupon the persons so elected shall be members of the  
25 board.

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

28 Section 2566. Vacancies.--Vacancies occurring among the  
29 elective members of the board shall be filled by the  
30 organization which chose the members whose place it is desired

1 to fill: Provided, however, That whenever it may appear that it  
2 is impossible to fill any vacancy in the board caused by the  
3 death or resignation of a member thereof [who represented the  
4 Veterans of the Civil War] because no organization survives to  
5 choose such members or no person survives who can qualify for  
6 such membership, vacancies so created and existing shall, upon  
7 notice from the secretary, be filled by the county organizations  
8 of the [United Spanish War Veterans and the] American Legion and  
9 the Veterans of Foreign Wars and the Italian American War  
10 Veterans of the United States, Incorporated. That is to say, the  
11 first vacancy so caused shall be filled by the county  
12 organization of the [United Spanish War Veterans, the second by  
13 the county organization of the] American Legion, and the [third]  
14 second by the county organization of the Veterans of Foreign  
15 Wars, and the third by the Italian American War Veterans of the  
16 United States, Incorporated, and so on in rotation. [That is to  
17 say, that when no member representing the Veterans of the Civil  
18 War shall remain on said board, the elective personnel of the  
19 board shall be as follows: Elective members sixteen; United  
20 Spanish War Veterans (four); American Legion (four); Veterans of  
21 Foreign Wars (four); Italian American War Veterans of the United  
22 States, Incorporated (four).] If there is a loss of membership  
23 on the board or if an additional veterans' group seeks  
24 membership on the board, the General Assembly shall consider any  
25 veterans' group which applies in writing for membership. The  
26 General Assembly shall admit a group to membership if all of the  
27 following apply:

28 (1) The group is a chartered non-profit veterans'  
29 organization whose goals are relevant to the representation of  
30 veterans' organizations and whose membership consists solely of

1 honorably discharged veterans of the armed forces of the United  
2 States and all components of the armed forces, including reserve  
3 and Pennsylvania National Guard forces.

4 (2) The group supports and promotes the Constitution of the  
5 United States and policies and laws of the United States and  
6 this Commonwealth.

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