

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1238 Session of
2001

INTRODUCED BY VEON, COY, GEORGE, D. EVANS, HALUSKA, ROBINSON,
BARRAR, LAUGHLIN, LAWLESS, DALEY, BELARDI, STABACK, McCALL,
BEBKO-JONES, CALTAGIRONE, HARHAI, BLAUM, MELIO, DIVEN,
THOMAS, KIRKLAND, PRESTON, J. WILLIAMS, HORSEY, ALLEN,
LEVDANSKY, ROONEY, YOUNGBLOOD, WANSACZ, DONATUCCI, SCRIMENTI,
SOLOBAY, COSTA, TRELLO, JAMES, DeLUCA, STETLER AND FRANKEL,
APRIL 2, 2001

REFERRED TO COMMITTEE ON LABOR RELATIONS, APRIL 2, 2001

AN ACT

1 Amending the act of February 22, 1855 (P.L.46, No.50), entitled
2 "An act to incorporate the Farmers' High School of
3 Pennsylvania," further providing for membership of the board
4 of trustees; providing for trustees for the Penn State Milton
5 S. Hershey Medical Center; further providing for
6 administration; and providing for funding.

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

9 Section 1. Section 3 of the act of February 22, 1855
10 (P.L.46, No.50), entitled "An act to incorporate the Farmers'
11 High School of Pennsylvania," is amended to read:

12 Section 3. Membership of board of trustees; name and style
13 of board; power of board to take and dispose of property

14 The Governor, Secretary of the Commonwealth, one senator
15 appointed by the President Pro Tempore of the Senate, one
16 senator appointed by the Minority Leader of the Senate, one
17 representative appointed by the Speaker of the House of

1 Representatives, one representative appointed by the Minority
2 Leader of the House of Representatives, the President of the
3 Pennsylvania State Agricultural Society, and the principal of
4 the institution, shall each be ex officio a member of the board
5 of trustees, which said trustees, and their successors in
6 office, are hereby elected and declared to be a body politic and
7 corporate in law, with perpetual succession, by the name, style
8 and title of the Farmers' High School of Pennsylvania, by which
9 name and title the said trustees, and their successors, shall be
10 able and capable in law to take by gift, grant, sale or
11 conveyance, by bequest, devise or otherwise, any estate in any
12 lands, tenements and hereditaments, goods, chattels or effects,
13 and at pleasure to alien or otherwise dispose of the same to and
14 for the uses and purposes of the said institution: provided,
15 however, that the annual income of the said State, so held,
16 shall at no time exceed twenty-five thousand dollars; and the
17 said corporation shall by the same name have power to sue and be
18 sued, and generally to do and transact all and every business
19 touching or concerning the premises, or which shall be
20 necessarily incidental thereto, and to hold, enjoy and exercise
21 all such powers, authorities and jurisdiction as are customary
22 in the colleges within this Commonwealth.

23 Section 2. The act is amended by adding a section to read:

24 Section 3.1 Appointment of trustees of the board of the Penn
25 State Milton S. Hershey Medical Center

26 Four Commonwealth trustees, from among the members of the
27 Senate and the House of Representatives, shall be appointed to
28 the board of trustees of the Penn State Milton S. Hershey
29 Medical Center: one senator appointed by the President Pro
30 Tempore of the Senate, one senator appointed by the Minority

1 Leader of the Senate, one representative appointed by the
2 Speaker of the House of Representatives and one representative
3 appointed by the Minority Leader of the House of
4 Representatives. The legislative appointees shall serve for a
5 term concurrent with their term in office.

6 Section 3. Section 6 of the act is amended to read:

7 Section 6. Powers and duties of trustees in general

8 On the second thursday of june after the passage of this act,
9 the board of trustees who are hereby appointed, shall meet at
10 Harrisburg, and proceed to the organization of the institution,
11 and selection of the most eligible site within the Commonwealth
12 of Pennsylvania for its location, where they shall purchase or
13 obtain by gift, grant or otherwise, a tract of land containing
14 at least two hundred acres, and not exceeding two thousand
15 acres, upon which they shall procure such improvements and
16 alterations to be made, as will make it an institution properly
17 adapted to the instruction of youth in the art of farming,
18 according to the meaning and design of this act; they shall
19 select and choose a principal for the said institution, who with
20 such scientific attainments and capacity, to teach as the board
21 shall deem necessary, shall be a good practical farmer., he with
22 such other persons as shall from time to time be employed as
23 teachers, shall compose the faculty, under whose control the
24 immediate management of the institution, and the instruction of
25 all the youth committed to its care, shall be subject however to
26 the revision and all orders of the board of trustees; there
27 shall be a quarterly meeting of the board of trustees at the
28 institution, and as much oftener as shall be necessary, and they
29 shall determine; the board shall have power to pass all such by-
30 laws, ordinances and rules as the good government of the

1 institution shall require, and therein to prescribe what shall
2 be taught to and what labor performed by the pupils, and
3 generally to do and perform all such administrative acts as are
4 usually performed by and within the appropriate duty of a board
5 of trustees, and shall by a secretary of their appointment, keep
6 a minute of the proceedings and action of the board.

7 The president of the institution shall, by the first day of
8 october each year, make a report of all the activities of the
9 institution, instructional, administrative and financial,
10 including the names and addresses of each member of the board of
11 trustees, for the preceding scholastic and fiscal year, to the
12 board of trustees, who shall transmit the report to the Governor
13 and to the members of the General Assembly.

14 Section 4. The act is amended by adding a section to read:

15 Section 9.1. Funding restrictions

16 No money appropriated by the Commonwealth to the institution
17 may be used to deter union organizing or collective bargaining.

18 Section 5. This act shall take effect immediately.