

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1152 Session of
1997

INTRODUCED BY FUMO, PICCOLA, MELLOW, BODACK, COSTA AND
TARTAGLIONE, OCTOBER 6, 1997

REFERRED TO EDUCATION, OCTOBER 6, 1997

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 the
6 qualifications of school directors and members of board of
7 trustees of charter schools.

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

10 Section 1. Section 322 of the act of March 10, 1949 (P.L.30,
11 No.14), known as the Public School Code of 1949, amended May 11,
12 1982 (P.L.396, No.115), and repealed in part June 26, 1989
13 (P.L.47, No.10), is amended to read:

14 Section 322. Eligibility; Incompatible Offices.--Any citizen
15 of this Commonwealth, having a good moral character, being
16 eighteen (18) years of age or upwards, possessing a high school
17 diploma or the equivalent of a high school diploma prior to
18 assuming office and having been a resident of the district for
19 at least one (1) year prior to the date of his election or
20 appointment, 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. Article XVII-A of the act is amended by adding a
3 section to read:

4 Section 1716.1-A. Eligibility and Qualification for
5 Office.--In addition to the requirements and standards under
6 sections 322 and 323, all members of the board of trustees shall
7 possess a high school diploma or the equivalent of a high school
8 diploma prior to assuming office. Furthermore, no member of a
9 school entity shall serve on the board of trustees of a charter
10 school that is located in the member's district.

11 Section 3. The amendment of section 322 of the act shall
12 apply to all school directors appointed or elected after the
13 effective date of this act.

14 Section 4. This act shall take effect in 60 days.