

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1007 Session of 2009

INTRODUCED BY DINNIMAN, JULY 9, 2009

REFERRED TO EDUCATION, JULY 9, 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 manner of
 6 election or approval.

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

9 Section 1. Section 1073(b) of the act of March 10, 1949
 10 (P.L.30, No.14), known as the Public School Code of 1949,
 11 amended January 16, 1974 (P.L.1, No.1), is amended and the
 12 section is amended by adding a subsection to read:

13 Section 1073. Manner of Election or Approval.--* * *

14 (b) [At] Except as provided in subsection (b.1), at a
 15 regular meeting of the board of school directors occurring at
 16 least one hundred fifty (150) days prior to the expiration date
 17 of the term of office of the district superintendent, the agenda
 18 shall include an item requiring affirmative action by five or
 19 more members of the board of school directors to notify the
 20 district superintendent that the board intends to retain him for

1 a further term of from three (3) to five (5) years or that
2 another or other candidates will be considered for the office.
3 In the event that the board fails to take such action at a
4 regular meeting of the board of school directors occurring at
5 least one hundred fifty (150) days prior to the expiration date
6 of the term of office of the district superintendent, he shall
7 continue in office for a further term of similar length to that
8 which he is serving.

9 (b.1) Notwithstanding subsection (b), where three or more
10 incumbent school directors have been defeated in the primary
11 election and the contract of the district superintendent has
12 eleven (11) or more months remaining, the board shall be
13 prohibited from taking any action on the district
14 superintendent's contract until the new board of school
15 directors has taken office.

16 * * *

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