

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1127 Session of 2011

INTRODUCED BY D. WHITE, PICCOLA AND DINNIMAN, JUNE 10, 2011

REFERRED TO EDUCATION, JUNE 10, 2011

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," providing for voting following a  
 6 primary or municipal election.

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

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

12 Section 328. Voting following a Primary or Municipal  
 13 Election; Penalty.--(a) No school board may vote or take other  
 14 official action, other than votes or actions of a ministerial or  
 15 emergency nature, between October 1 of each odd-numbered year  
 16 and the organizational meeting of the school board required to  
 17 be held in December of such year under section 401.

18 (b) Any school directors who vote in violation of subsection  
 19 (a) shall be jointly and severally subject to a surcharge  
 20 payable to the school district equal to ten percent of the cost

1 of the matter on which the vote was taken. Whenever it appears  
2 that a school director may have voted in violation of subsection  
3 (a), but the matter on which the school director voted was not  
4 approved by the school board, this subsection shall not apply.

5 (c) This section shall not apply to a school district of the  
6 first class or to a school district in which a special board of  
7 control has been appointed under section 692.

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