

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1248 Session of  
2013

INTRODUCED BY GIBBONS, SAINATO, CALTAGIRONE, D. COSTA,  
LONGIETTI, MATZIE, BISHOP AND COHEN, APRIL 23, 2013

REFERRED TO COMMITTEE ON EDUCATION, APRIL 23, 2013

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 certain furloughed  
6 professional employees and temporary professional employees.

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 925-A. Certain Furloughed Professional Employees and  
13 Temporary Professional Employees.--(a) When the Commonwealth  
14 terminates a contract with an intermediate unit for services  
15 conducted at a Department of Public Welfare operated facility  
16 for adjudicated delinquent youth, the Department of Education  
17 shall create a pool of professional employees and temporary  
18 professional employees furloughed as a result of the termination.

19 (b) For the three years immediately following the formal  
20 notice of a contract termination from the Commonwealth, employes

1 in a pool created under subsection (a) shall be offered  
2 employment by each eligible school district when that eligible  
3 school district has a vacancy for a position that an employe in  
4 the applicable pool is properly certified to fill, provided that  
5 no professional employe or temporary professional employe of the  
6 eligible school district in which the vacancy exists, including  
7 a suspended employe, has a right to the vacancy under the  
8 collective bargaining agreement of the eligible school district  
9 or section 1125.1.

10 (c) For the three years immediately following the formal  
11 notice of a contract termination from the Commonwealth, no new  
12 professional employe or temporary professional employe may be  
13 hired by an eligible school district associated with the  
14 applicable pool created under subsection (a), until the position  
15 has been offered, in order of seniority, to all properly  
16 certified professional employes and temporary professional  
17 employes of the applicable pool created under subsection (a).

18 (d) The following terms, whenever used or referred to in  
19 this section, shall have the following meanings, except in those  
20 circumstances where the context clearly indicates otherwise:

21 "Eligible school district" means a school district that is  
22 assigned to an intermediate unit, pursuant to section 902-A or a  
23 subsequent transfer under section 903-A, for which a  
24 Commonwealth contract has been terminated.

25 Section 2. This act shall take effect immediately.