

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 227 Session of 2017

INTRODUCED BY EICHELBERGER, VULAKOVICH, SCAVELLO, FOLMER, WHITE, RAFFERTY, SCARNATI, RESCHENTHALER, MARTIN, MENSCH AND STEFANO, JANUARY 26, 2017

REFERRED TO EDUCATION, JANUARY 26, 2017

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," in district superintendents and
 6 assistant district superintendents, further providing for
 7 manner of election or approval and for term and salary of
 8 assistants.

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

11 Section 1. Sections 1073(b) and 1077(b) of the act of March
 12 10, 1949 (P.L.30, No.14), known as the Public School Code of
 13 1949, are amended to read:

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

15 (b) At a [regular] public meeting of the board of school
 16 directors occurring at least [one hundred fifty (150)] ninety
 17 (90) days prior to the expiration date of the term of office of
 18 the district superintendent, the agenda shall include an item
 19 requiring affirmative action by five or more members of the
 20 board of school directors to notify the district superintendent

1 that the board intends to retain him for a further term of three
2 (3) to five (5) years or that another or other candidates will
3 be considered for the office. In the event that the board fails
4 to take such action at a [regular] public meeting of the board
5 of school directors occurring at least [one hundred fifty (150)]
6 ninety (90) days prior to the expiration date of the term of
7 office of the district superintendent, [he shall continue in
8 office for a further term of similar length to that] the term of
9 office which he is currently serving[.] shall be extended for
10 one (1) year. The notification shall not prevent the
11 superintendent from being considered for or appointed to a
12 further term of office notwithstanding the consideration of
13 other candidates.

14 * * *

15 Section 1077. Term and Salary of Assistants.--* * *

16 (b) At a [regular] public meeting of the board of school
17 directors occurring at least [one hundred fifty (150)] ninety
18 (90) days prior to the expiration date of the term of office of
19 the assistant district superintendent, the agenda shall include
20 an item requiring affirmative action by five (5) or more members
21 of the board of school directors to notify the assistant
22 district superintendent that the board intends to retain him for
23 a further term extending through the term of the school district
24 superintendent or of three (3) to five (5) years or instead that
25 another or other candidates will be considered for the office.
26 In the event that the board fails to take such action at a
27 [regular] public meeting of the board of school directors
28 occurring at least [one hundred fifty (150)] ninety (90) days
29 prior to the expiration date of the term of office of the
30 assistant district superintendent, [he shall continue in office

1 for a further term of similar length to that] the term of office
2 which he is currently serving[.] shall be extended for one (1)
3 year. The notification shall not prevent the assistant district
4 superintendent from being considered for or appointed to a
5 further term of office notwithstanding the consideration of
6 other candidates.

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