

No. 95

AN ACT

SB 565

Amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," further providing for independent school districts, the placement thereof in administrative units and the appointment of directors therefor; further prescribing powers and duties of the court in connection therewith and with respect to consolidation of municipalities.

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

Section 1. The act of March 10, 1949 (P. L. 30), known as the "Public School Code of 1949," is amended by adding after section 242, a new section to read:

Section 242.1. Establishment Hereafter.—In the case of independent districts established hereafter, the court of common pleas shall notify the county board of school directors regarding such establishment and shall direct said board to prepare a recommendation for placement of the district in an administrative unit of the county plan; such recommendation to be transmitted to the State Board of Education.

Section 2. The act is amended by adding after section 292, a new section to read:

Section 292.1. Independent Districts.—When an independent district is created by the court of common pleas, the county board of school directors shall submit to the State Board of Education a recommendation as to the assignment of said district to an administrative unit of the approved county plan.

Section 3. The act is amended by adding after section 293, two new sections to read:

Section 293.1. Independent Districts.—When a recommendation for placement of an independent district is received from a county board of school directors, the State Board of Education shall place such item on its agenda and either approve or disapprove the recommendation. If approval is given, the board shall direct the Council of Basic Education to make the necessary changes in the county plan. If disapproved, the

board shall state its reasons for such disapproval and the independent district shall be provided a hearing if it so desires. The board may assign the district to such administrative unit as it may determine.

Section 293.2. Consolidation of Municipalities.—Whenever the court of common pleas in any county orders the consolidation of any municipalities, it shall serve a copy of its order on the State Board of Education. Upon receipt of such order the board shall direct the Council of Basic Education to make such changes in county plans as may be necessary.

Section 4. The act is amended by adding after subsection (a) of section 311, a new subsection to read:

Section 311. Appointment or Election in Independent Districts; Terms of Office.—

* * *

(a.1) In the case of an independent district established by court subsequent to August 8, 1963, the court shall appoint a director or directors, not to exceed three, and shall designate the term to be served by each director. The term of the directors so appointed shall begin on the date of appointment. If there resides in the territory of the independent district one or more who are currently serving as school directors, the court shall make its first appointments from that group.

The directors so appointed shall have as their sole responsibility the right to represent the independent district in a convention called for the purpose of electing an interim operating committee and shall be eligible for election to said committee.

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APPROVED—The 23d day of June, A. D. 1965.

WILLIAM W. SCRANTON