

No. 350

AN ACT

To amend section 1132 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," by conferring jurisdiction on the County Court of Allegheny County in certain cases of appeal from decisions of the Superintendent of Public Instruction.

"Public School Code of 1949."

Section 1132, act of March 10, 1949, P. L. 30, subsection (b) of which was amended by the act of May 9, 1949, P. L. 939, amended.

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

Section 1. Section 1132 of the act, approved the tenth day of March, one thousand nine hundred forty-nine (Pamphlet Laws 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," subsection (b) of which was amended by the act, approved the ninth day of May, one thousand nine hundred forty-nine (Pamphlet Laws 939), is hereby amended to read as follows:

Section 1132. Appeals to Court.—(a) The ruling or decision of the Superintendent of Public Instruction shall be final, unless, within thirty (30) days after receipt by registered mail *of written notice of the decision or order of the Superintendent of Public Instruction, an appeal, which may be taken by either party, is taken therefrom to the court of common pleas of the county in which the district is located, *except in Allegheny County where the appeal shall be to County Court of Allegheny*. A copy of such appeal shall be filed, in writing, in the office of the prothonotary, and a copy shall be served on the Superintendent of Public Instruction, either by filing it in the office of the Superintendent of Public Instruction or by delivering the same to the Superintendent of Public Instruction.

(b) When appeal is taken from the decision of the Superintendent of Public Instruction to the court of common pleas of the county in which the district is located *or to County Court of Allegheny County*, the judge of the court [of common pleas] to whom such petition is presented shall fix a date for hearing by the court, which shall be not sooner than ten (10) days nor more than twenty (20) days after the presentation of such petition. If the professional employe aggrieved shall so request in his petition, such hearing shall be de novo. Upon the hearing of said petition, the court shall make whatever order it considers just, either affirm-

* "or" in original.

ing or reversing the action of the Superintendent of Public Instruction, and stating plainly whether the professional employe is to be discharged or is to be retained.

APPROVED—The 26th day of September, A. D. 1951.

JOHN S. FINE

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No. 351

AN ACT

To repeal the act, approved the sixth day of June, one thousand nine hundred thirteen (Pamphlet Laws 452), entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions, societies, and associations caring for dependent, neglected, or delinquent children,' approved the twenty-sixth day of February, Anno Domini one thousand nine hundred and three, and making it the duty of the board of visitation to visit all institutions, within the county, which receive their inmates from more than one county, and are in whole or in part supported and managed by the Commonwealth, and all institutions which are wholly supported and managed by any county, city, borough, or township of the poor district of the Commonwealth, and providing for the making of nominations of appointment on the boards of visitation."

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

Boards of
visitation.

Section 1. The act, approved the sixth day of June, one thousand nine hundred thirteen (Pamphlet Laws 452), entitled "An act to amend an act 'Providing for the appointment of a board of visitation for institutions, societies, and associations caring for dependent, neglected, or delinquent children,' approved the twenty-sixth day of February, Anno Domini one thousand nine hundred and three, and making it the duty of the board of visitation to visit all institutions, within the county, which receive their inmates from more than one county, and are in whole or in part supported and managed by the Commonwealth, and all institutions which are wholly supported and managed by any county, city, borough, or township of the poor district of the Commonwealth, and providing for the making of nominations of appointment on the boards of visitation," is hereby repealed absolutely.

Act of June 6,
1913, P. L. 452,
repealed.

APPROVED—The 26th day of September, A. D. 1951.

JOHN S. FINE