

No. 374

AN ACT

Amending the act of April 28, 1903 (P. L. 332), entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same," transferring duties from State Council of Education to Council of Basic Education.

Annexation of city, borough, or township to contiguous city.

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

Section 5, act of April 28, 1903, P. L. 332, amended April 7, 1927, P. L. 161, further amended.

Section 1. Section 5, act of April 28, 1903 (P. L. 332), entitled "An act for the annexation of any city, borough, township, or part of a township, to a contiguous city, and providing for the indebtedness of the same," amended April 7, 1927 (P. L. 161), is amended to read:

Decree.

Section 5. If it shall appear by the vote when counted that a majority has voted for annexation, the court shall enter a decree accordingly; otherwise the proceedings shall be dismissed: Provided, however, That in proceedings for the annexation of part of a township no decree of annexation shall be entered until the [State] Council of *Basic* Education, after due inquiry into the consequent effect upon the school districts affected, shall approve in writing of the proposed annexation. In case the proceedings shall be dismissed, no petitions from that city, borough, township, or part of a township, shall thereafter be presented unless signed by twenty per centum of the qualified voters thereof, as shown by the registry lists for the last preceding general election; and the court shall exercise its discretion as to allowing such petitions to be filed: Provided, however, That should the court permit such petition to be filed, no election shall be ordered to be held within two years from the date of the former election on such annexation. If in such case the court allows the petition to be filed, the proceedings shall be as herein provided for on the first petition.

Proviso.

Approval.

New petition after dismissal.

Proviso.

No new election within two years.

Section 2. This act shall take effect immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 375

AN ACT

Amending the act of June 1, 1959 (P. L. 350), entitled "An act relating to the retirement of public school employes; amending, revising, consolidating and changing the laws relating thereto," changing State compensation of former school employes.

Act effective immediately.

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

Public School
Employes' Re-
tirement Code
of 1959.

Section 1. Subsection (1) of section 407, act of June 1, 1959 (P. L. 350), known as the "Public School Employes' Retirement Code of 1959," is amended to read:

Subsection (1),
section 407,
act of June 1,
1959, P. L. 350,
amended.

Section 407. Minimum Benefits to Former School Employes.—

(1) Any person sixty-two (62) years of age or older who was a classroom teacher, principal, supervising principal or superintendent in the public schools of Pennsylvania for at least twenty (20) years and who separated from school service for any reason prior to July 1, 1919, and who was not thereafter engaged in school service, except temporarily for not more than two (2) whole school years, or any person who was a classroom teacher, principal, supervising principal or superintendent in the public schools of Pennsylvania for at least fourteen (14) years and who separated from school service because of physical or mental disability prior to July 1, 1919, and who still is unable to teach because of such disability, shall receive a State compensation [equal to one-eightieth (1/80) of his final average salary for each year of school service but not less than fifty dollars (\$50) per month] *of one hundred dollars (\$100) per month*, if such former teacher shall agree, in writing, and hold himself ready under the direction of the board of school directors to advise and counsel with school officials, to visit and counsel with new teachers, to act as substitute teacher when able, to examine and report on public school work, to visit pupils' homes in the interests of child welfare, to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interests. Any State compensation payable under this subsection to any person who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall be reduced by the annual amount of the retirement allowance received from such local teachers' retirement system.

* * * * *

Section 2. This act shall take effect immediately.

Act effective
immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON