

## No. 8

## AN ACT

## SB 795

Amending the act of June 24, 1931 (P.L.1206, No.331), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," further regulating the filling of a vacancy in the office of commissioner.

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

Section 1. Section 530, act of June 24, 1931 (P.L.1206, No.331), known as "The First Class Township Code," reenacted and amended May 27, 1949 (P.L.1955, No.569) and amended April 27, 1967 (P.L.19, No.9), is amended to read:

Section 530. Township Commissioners.—When a vacancy occurs in the office of township commissioner in any township, by reason of death, resignation, removal from the township or ward, or otherwise, the board of township commissioners of such township shall fill such vacancy by appointing by resolution a registered voter of the ward or township, as the case may be, in which the vacancy occurs. If the board of township commissioners of any township shall refuse, fail, or neglect, or be unable for any reason whatsoever, to fill such vacancy within thirty (30) days after the vacancy occurs, then the court of [quarter sessions] *common pleas* shall upon the petition of twenty registered voters of the ward or township, as the case may be, in which the vacancy occurs appoint a registered voter of the township to fill the vacancy. In either event, the person so appointed *shall hold the office if the term thereof continues so long, until the first Monday in January after the first municipal election occurring more than sixty (60) days after the vacancy occurs, at which election an eligible person shall be elected for the remainder of the term and* shall have been a resident of the township continuously for at least one (1) year before his appointment **[and shall hold office for the unexpired term of the person whose place he is appointed to fill]**. In townships divided into wards, a commissioner appointed by either the board of commissioners or the court of [quarter sessions] *common pleas* shall reside in the ward in which the vacancy occurred and shall have resided in said ward continuously for at least one (1) year before his appointment.

APPROVED—The 11th day of February, A. D. 1976.

MILTON J. SHAPP