

No. 199

AN ACT

SB 1091

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," changing the name of the Pennsylvania State Oral School for the Deaf and adding provisions relating to purchases authorized by the boards of trustees of State institutions within the Department of Education.

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

Section 1. As much as relates to the Department of Education of section 202, act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," amended February 17, 1970 (P.L.33, No.14), is amended to read:

Section 202. Departmental Administrative Boards, Commissions, and Offices.—The following boards, commissions, and offices are hereby placed and made departmental administrative boards, commissions, or offices, as the case may be, in the respective administrative departments mentioned in the preceding sections as follows:

* * *

In the Department of Education,

Pennsylvania State Board of Censors,
Public School Employes' Retirement Board,
Board of Trustees of Thaddeus Stevens Trade School,
**[Board of Trustees of Pennsylvania State Oral School for the Deaf,]
*Board of Trustees of Scranton State School for the Deaf,***
Board of Trustees of Scotland School for Veterans' Children,
Board of Trustees of West Chester State College,
Board of Trustees of Millersville State College,
Board of Trustees of Kutztown State College,
Board of Trustees of East Stroudsburg State College,
Board of Trustees of Mansfield State College,
Board of Trustees of Bloomsburg State College,

Board of Trustees of Shippensburg State College,
 Board of Trustees of Lock Haven State College,
 Board of Trustees of California State College,
 Board of Trustees of Slippery Rock State College,
 Board of Trustees of Edinboro State College,
 Board of Trustees of Clarion State College,
 Board of Trustees of Cheyney State College,
 Board of Trustees of Indiana University of Pennsylvania, at Indiana,
 Board of State College and University Directors,
 Public Service Institute Board,
 State Board of Private Academic Schools,
 State Board of Private Business Schools,
 State Board of Private Trade Schools,
 State Board of Private Correspondence Schools,
 State Board of Education.

* * *

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act.

Section 2. Section 401 of the act, amended February 17, 1970 (P.L.33, No.14), and July 9, 1970 (P.L.470, No.161), is amended to read:

Section 401. Boards of Trustees of State Institutions.—The boards of trustees of each of the State institutions hereinafter mentioned shall consist of nine members, and the head of the department having supervision over the institution ex officio.

The terms of each member of each such board shall be six years, and until his successor is appointed and qualified.

The terms of the first three members of all boards, the members of which now serve for terms of four years, appointed by the Governor on or after the third Tuesday of January, 1959, shall expire on the third Tuesday of January, 1961. The terms of the next three members appointed shall expire on the third Tuesday of January, 1963. The terms of the next three members appointed shall expire on the third Tuesday of January, 1965. Their successors and all members of all boards, appointed to succeed members who have served six year terms, shall be appointed for terms of six years from the date of the expiration of the preceding term. Vacancies happening before the expiration of a term shall be filled for the unexpired term.

Five members of any such board shall constitute a quorum.

Each such board shall annually elect a president and vice-president from among its members, and a secretary and treasurer who need not be members of the board. The secretary and treasurer may be the same person.

This section shall apply to:

Board of Trustees of Thaddeus Stevens Trade School,

[Board of Trustees of Pennsylvania State Oral School for the Deaf,]

Board of Trustees of Scranton State School for the Deaf,

Board of Trustees of Scotland School for Veterans' Children,

Board of Trustees of Pennsylvania Soldiers' and Sailors' Home,
Board of Trustees of State Industrial Home for Women,
Board of Trustees of the Western Youth Development Centers,
Board of Trustees of the Central Youth Development Centers,
Board of Trustees of the Eastern Youth Development Centers,
Board of Trustees of Allentown State Hospital,
Board of Trustees of Clarks Summit State Hospital,
Board of Trustees of Danville State Hospital,
Board of Trustees of Embreeville State Hospital,
Board of Trustees of Eastern Pennsylvania Psychiatric Institute,
Board of Trustees of Farview State Hospital,
Board of Trustees of Harrisburg State Hospital,
Board of Trustees of Hollidaysburg State Hospital,
Board of Trustees of Mayview State Hospital,
Board of Trustees of Norristown State Hospital,
Board of Trustees of Philadelphia State Hospital,
Board of Trustees of Retreat State Hospital,
Board of Trustees of Somerset State Hospital,
Board of Trustees of Warren State Hospital,
Board of Trustees of Wernersville State Hospital,
Board of Trustees of Woodville State Hospital,
Board of Trustees of Torrance State Hospital,
Board of Trustees of Haverford State Hospital,
Board of Trustees of Ashland State General Hospital,
Board of Trustees of Blossburg State General Hospital,
Board of Trustees of Coaldale State General Hospital,
Board of Trustees of Connellsville State General Hospital,
Board of Trustees of Dixmont State Hospital,
Board of Trustees of Hazleton State General Hospital,
Board of Trustees of Locust Mountain State General Hospital,
Board of Trustees of Nanticoke State General Hospital,
Board of Trustees of Philipsburg State General Hospital,
Board of Trustees of Scranton State General Hospital,
Board of Trustees of Shamokin State General Hospital,
Board of Trustees of Cresson State School and Hospital,
Board of Trustees of Ebensburg State School and Hospital,
Board of Trustees of Eastern State School and Hospital,
Board of Trustees of Laurelton State School and Hospital,
Board of Trustees of Pennhurst State School and Hospital,
Board of Trustees of Polk State School and Hospital,
Board of Trustees of Selingsgrove State School and Hospital,
Board of Trustees of Hamburg State School and Hospital,
Board of Trustees of Western State School and Hospital,
Board of Trustees of White Haven State School and Hospital,
Board of Trustees of Eastern Mental Health Center,
Board of Trustees of the Western Restoration Centers,

Board of Trustees of the Central Restoration Centers,
Board of Trustees of the Eastern Restoration Centers.

Section 3. Section 1311 of the act, amended February 17, 1970 (P.L.33, No.14), is amended and a subsection added to read:

Section 1311. Boards of Trustees of State Institutions Within the Department.—The Board of Trustees of [**Pennsylvania State Oral School for the Deaf,**] *Scranton State School for the Deaf*, the Board of Trustees of Scotland School for Veterans' Children, and the Board of Trustees of Thaddeus Stevens Trade School, shall have general direction and control of the property and management of their respective institutions. Each of the boards of trustees shall have the power and its duty shall be:

(a) Subject to the approval of the Governor, to elect a president, principal, or superintendent, of the institution, who shall, subject to the authority of the board, administer the institution, and, if deemed advisable, a business manager.

(b) On nomination by the president, principal, or superintendent, from time to time, to appoint such officers and employes as may be necessary;

(c) To fix the salaries of its employes in conformity with the standards established by the Executive Board;

(c.1) To authorize the superintendent or business manager of the institution to purchase instructional materials, education, technical, administrative, custodial and maintenance equipment and supplies not in excess of a cost of one thousand five hundred dollars (\$1,500) without competitive bidding with the approval of the board of trustees, after notice to the Secretary of General Services, except that such items shall not be bought in series to avoid the dollar ceiling, nor shall any items be included for which the Department of General Services has contracts, either through schedules or group purchase contracts, current or proposed;

(d) Subject to the approval of the Secretary of Education, to make such by-laws, rules and regulations for the management of the institution as it may deem advisable.

Section 4. This act shall take effect immediately.

APPROVED—The 9th day of July, A. D. 1976.

MILTON J. SHAPP