

No. 1982-188

AN ACT

SB 506

Amending the act of March 10, 1949 (P.L.30, No.14), 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," establishing the State System of Higher Education and designating its institutions; creating and defining the powers and duties of the Board of Governors; establishing the office and duties of the chancellor of the university system; defining the powers and duties of presidents and the Councils of Trustees of the University Institutions; relating the powers and duties of the State Board of Education with the university system; and making certain repeals.

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

Section 1. Article XX, act of March 10, 1949 (P.L.30, No.14), known as the "Public School Code of 1949," is repealed.

Section 2. The act is amended by adding an article to read:

ARTICLE XX-A
THE STATE SYSTEM OF HIGHER EDUCATION

Section 2001-A. Definitions.—The following words and phrases when used in this article shall, for the purpose of this article, have the following meanings, respectively, except in those instances where the context clearly indicates a different meaning:

(1) "Board" shall mean the Board of Governors of the State System of Higher Education.

(2) "Chancellor" shall mean the chief executive officer of the State System of Higher Education.

(3) "Coalition bargaining" shall mean two (2) or more employers bargaining jointly with all of their employes in a particular category or bargaining unit so that one collective process would determine the conditions of employment for all employers in the appropriate units involved.

(4) "Commission" shall mean the presidents of the several institutions.

(5) "Council" shall mean the council of trustees of the individual institutions.

(6) "Deferment" shall mean any authorized delay in the payment by a student of all or part of his tuition fee, charges for room and board, application fee, student activity fee, or any other charge or fee.

(7) "Employer" shall mean the Board of Governors of the State System of Higher Education as the successor employer to the Commonwealth of Pennsylvania.

(8) "Graduate assistant" means a graduate student appointed by the president and assigned to a faculty or staff member to assist in research, instruction and other related professional duties.

(9) "Higher education" shall include any organized program of instruction, research or service primarily concerned with a field of organized knowledge, related theory, and associated practice or application of skills and which leads to a degree; that is, the work is creditable toward a degree.

(10) "Institution" shall mean each of the State-owned colleges and university on the effective date hereof, or hereafter created, and including its personnel, and its physical plant, instructional equipment, records and all other property thereof.

(11) "Professional employe" for the purposes of this act, professional employe means any employe whose work:

- (i) is predominately intellectual and varied in character;
- (ii) requires consistent exercise of discretion and judgment;
- (iii) requires knowledge of an advanced nature in the field of science or learning customarily acquired by specialized study in an institution of higher learning or its equivalent; and
- (iv) is of such character that the output or result accomplished cannot be standardized in relation to a given period of time.

(12) "Refund" shall mean any return payment, or remission, by an institution to a student of all or part of any sum he has paid for tuition, room and board, application or student activity fee or any other charge or fee.

(13) "Secretary" shall mean the Secretary of Education of the Commonwealth of Pennsylvania or such person as the secretary may designate to act on behalf of the secretary with regard to any of the duties and prerogatives imposed by this act.

(14) "State board" shall mean the State Board of Education.

(15) "Student" shall mean a person who is enrolled in a course of study in any institution which is subject to the provisions hereof.

(16) "Student association" shall mean the officially recognized representative body of the student population of each institution.

(17) "System" shall mean the State System of Higher Education.

(18) "Waiver" shall mean any release from initial payment by a student of all or part of his tuition, charge for room and board, application or student activity fee or any other charge or fee.

Section 2002-A. Establishment of the State System of Higher Education and its Institutions.—(a) Subject to the regulatory powers conferred by law upon the State Board of Education, there is hereby established a body corporate and politic constituting a public corporation and government instrumentality which shall be known as the State System of Higher Education, independent of the Department of Education, hereinafter referred to as the system, which shall consist of the following institutions and such other institutions, presently existing or newly created, as may hereafter be admitted by the board in concurrence with other agencies as required by law:

- (1) *Bloomsburg State College;*
- (2) *California State College;*
- (3) *Cheyney State College;*
- (4) *Clarion State College;*
- (5) *East Stroudsburg State College;*
- (6) *Edinboro State College;*
- (7) *Indiana University of Pennsylvania;*
- (8) *Kutztown State College;*
- (9) *Lock Haven State College;*
- (10) *Mansfield State College;*
- (11) *Millersville State College;*
- (12) *Shippensburg State College;*
- (13) *Slippery Rock State College;* and
- (14) *West Chester State College.*

(b) *Each of the said institutions shall hereafter be known as the (Name) University of Pennsylvania of the State System of Higher Education, except for Indiana University of Pennsylvania, which shall retain its name. As successor institutions to the State Normal Schools, appropriations for their operation are ordinary expenses of government, requiring only a majority vote of each House of the General Assembly. The State System of Higher Education shall have the same preferred status for appropriations as is enjoyed by its constituent institutions. State funds appropriated to the system shall be allocated to the individual institutions on a formula based on, but not limited to, such factors as enrollments, degrees granted and programs. The current allocation formula employed by the Department of Education shall be continued until and unless the board adopts an alternative formula.*

Section 2003-A. Purposes and General Powers.—(a) The State System of Higher Education shall be part of the Commonwealth's system of higher education. Its purpose shall be to provide high quality education at the lowest possible cost to the students. The primary mission of the system is the provision of instruction for undergraduate and graduate students to and beyond the master's degree in the liberal arts and sciences and in applied fields, including the teaching profession. Graduate instruction at the doctoral level, except for doctoral programs provided for in the act of December 16, 1965 (P.L.1113, No.430), known as the "Indiana University of Pennsylvania Act," only may be offered jointly with Indiana University or an institution chartered to offer work at the doctoral level. Programs of research and service may be provided which are approved by the Board of Governors, and which are consistent with the primary mission of the system. Each institution shall provide appropriate educational facilities, student living facilities and such other facilities as deemed necessary by the board.

(b) *The system is hereby granted and shall have and may exercise all the powers necessary or convenient for the carrying out of the aforesaid purposes, including, but without limiting the generality of the foregoing, the following rights and powers:*

(1) *To have perpetual existence as a corporation.*

(2) *To adopt, use and alter at will a corporate seal.*

(3) *To acquire, purchase, hold, lease as lessee and use any property, real, personal or mixed, tangible or intangible, or any interest therein, necessary or desirable for carrying out the purposes of the system, and to sell, lease as lessor, transfer and dispose of any property other than real property or any interest therein at any time acquired by it and to take, demand, receive and possess all moneys and goods which shall be appropriated, given or granted to for the use of the system and to apply the same according to the will of the donors; and by gift, purchase or devise to receive, possess, enjoy and retain forever any and all real and personal estate and funds, of whatsoever kind, nature or quality the same may be, in special trust and confidence that the same, and the profits thereof, shall be applied to and for the use and purpose of endowing the system, and shall have power to receive donations from any source whatever, to be exclusively devoted to the purposes of the system or according to the terms of donation: Provided, however, That the system shall have no power at any time or in any manner, to pledge the credit or taxing power of the Commonwealth, nor shall any of its obligations or debts be deemed to be obligations of the Commonwealth, nor shall the Commonwealth be liable for the payment of principal or interest on such obligations. Nothing herein shall empower the Board of Governors or the chancellor to take or receive any moneys, goods or other property, real or personal, which is given or granted to specific institutions.*

(c) *Collective bargaining agreements in force at the time of enactment of this act shall remain in force for the term of the contract. New collective bargaining agreements with professional employes shall be negotiated on behalf of the system by the chancellor. The board shall make a coalition bargaining arrangement with the Commonwealth for the negotiation of new collective bargaining agreements with noninstructional employes.*

Section 2004-A. Board of Governors.—(a) *The system shall be governed and all of its corporate powers exercised by the Board of Governors, which shall consist of sixteen (16) members to be appointed as follows:*

(1) *The Governor, or his designee.*

(2) *The Secretary of Education, or his designee.*

(3) *Fourteen (14) members shall be appointed by the Governor with the advice and consent of the Senate of which initially five (5) shall be selected from the persons who are serving on the effective date of this act as members of the Board of State College and University Directors, established by section 4, act of February 17, 1970 (P.L.24, No.13). Three (3) members of the fourteen (14) shall be students whose terms shall expire upon graduation or separation and five (5) of the fourteen (14) shall be trustees of constituent institutions, however, no more than one trustee representing a constituent institution. The student members shall be selected from the presidents of the local campus student government associations, or their local equivalent.*

(b) All members of the board appointed by the Governor, except for the students, shall serve for terms of four (4) years: Provided, however, That of the governors first appointed, five (5) shall serve until December 31, 1984, and six (6) shall serve until December 31, 1986. The Governor and Secretary of Education shall serve so long as they continue in office.

(c) The Governor or his designee, and the Secretary of Education or his designee, shall be members of the board and shall be entitled to attend all meetings of the board and shall have the right to speak on all matters before the board, and to vote, but shall not be elected as an officer of the board.

(d) The board shall elect one (1) of its members to serve as its chairperson at the pleasure of the board. Members shall receive no compensation for their services but shall be reimbursed for the expenses necessarily incurred by them in the performance of their duties. The board shall meet quarterly and additionally at the call of the chairperson, or upon request of six (6) members of the board.

(e) The chancellor shall be the chief executive officer of the board and shall have the right to speak on all matters before the board, but not to vote.

Section 2005-A. The Chancellor.—The chief executive officer of the system shall be a chancellor, who shall be employed by the board in accordance with clause (1) of section 2006-A. In addition to those prescribed by the board, the chancellor shall have the following duties:

(1) The chancellor shall be responsible for the administration of the system under policies prescribed by the board.

(2) The chancellor shall advise the board on the formulation of policies, shall see that the board's policies are carried out and shall supervise the board's studies.

(3) The chancellor shall recommend to the board the system's overall budget and shall review and recommend undergraduate and graduate academic programs to meet the needs of the system's student population.

(4) The chancellor shall assist the board in its appointment of the presidents for the constituent institutions by submitting to the board the name or names of individuals recommended by the council of trustees of the appropriate constituent institution who shall involve students, faculty and alumni in the interview and selection process used to formulate their recommendation. The chancellor shall submit to the board the recommended salary and other proposed terms of each such appointment. The board shall have the right to refuse the recommendation of the local council and to request that additional recommendations be submitted by the council.

(5) The chancellor shall prepare an evaluation procedure for adoption by the board. The chancellor shall forward the results of the evaluation conducted by the local council of trustees with his comments to the board.

(6) The chancellor is empowered to employ central office professional and staff employees appropriate for the efficient discharge of the chancellor's duties.

(7) *The chancellor shall be responsible for the administration of the central office, systemwide business procedures and for the overall organization of maintenance of the physical plants and security at all institutions.*

(8) *The chancellor shall conduct comprehensive planning in consultation with representatives of the trustees, presidents, faculties, students and alumni and within the policies established by the board to establish priorities and procedures for the operation and development among the institutions, with respect to the role and scope of each institution, instructional programs, research programs and public service programs.*

(9) *The chancellor shall have the right to require of the presidents any and all information necessary for the performance of his duties. The chancellor shall perform such other duties as the board may designate.*

(10) *The chancellor shall serve as an ex officio member of the council of each institution in the system.*

(11) *The chancellor shall negotiate or cause to be negotiated on behalf of the board and subject to its final approval collective bargaining agreements pursuant to the act of July 23, 1970 (P.L.563, No.195), known as the "Public Employe Relations Act," in accordance with section 2003-A of this act.*

Section 2006-A. Powers and Duties of the Board of Governors.—

(a) *The Board of Governors shall have overall responsibility for planning and coordinating the development and operation of the system. The powers and duties of the Board of Governors shall be:*

(1) *To employ the chancellor to serve at the board's pleasure under fixed term or contract of fixed duration of not longer than five (5) years; to fix his salary; to prescribe and delineate his duties and responsibilities; prior to the renewal of such term or contract, the board shall conduct an evaluation of the chancellor's service to determine whether such term or contract should be renewed and for what period of time.*

(2) *To appoint from the list submitted by the chancellor, pursuant to section 2005-A(4), presidents of the constituent institutions to serve at the board's pleasure under fixed terms or contracts of fixed duration, to fix the salaries and other terms of appointment of each president and prior to renewal of such term or contract consider the results of the evaluation of each president's service submitted by the chancellor.*

(3) *To establish policies and procedures to be applied by the chancellor, the board and each local council in evaluating the president and recommending the selection, retention and dismissal of the president of its respective institution.*

(4) *To establish broad fiscal, personnel and educational policies under which the institutions of the system shall operate.*

(5) *To approve extension campuses, and the creation of new undergraduate and graduate degree programs, including external degrees subject to the rules and regulations of the State Board of Education; to promote cooperation among institutions including the development of consortia within the system and other educational institutions and agencies.*

(6) To establish general policies for the admission of students and to assure procedural protection for the discipline and expulsion of students. The actual admission of students shall remain the province of the individual institutions.

(7) To coordinate, review, amend and approve the annual capital budget requirements of the system, the annual operating budgets of the individual institutions and the operating budget of the chancellor and the board. The board shall present these annual budgets with comments to the secretary for presentation to the State board. The State board shall return such budget requests, recommending approval or disapproval with comments, if any, to the secretary prior to their submission to the Secretary of Budget and Administration. The board may also submit its budget recommendations and findings to the General Assembly subsequent to the submission of the Governor's budget to the General Assembly. For the purpose of administration, the system shall be subject to Article VI of the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," except for section 615.

(8) To establish general personnel policies under which the institutions shall operate consistent with merit principles, and enter into collective bargaining agreements pursuant to the act of July 23, 1970 (P.L.563, No.195), known as the "Public Employe Relations Act," in accordance with section 2008-A of this act.

(9) To recommend approval or disapproval of all system building projects to the Secretary of Budget and Administration.

(10) To represent the system before the General Assembly, the Governor and the State board.

(11) To fix the levels of tuition fees, except student activity fees. Tuition fees shall include a differential for such charges between students who are residents of the Commonwealth and students who are nonresidents.

(12) To adopt general policies with regard to student activity fees and to provide for student participation in the formulation of these policies.

(13) To establish policies regarding waiver, deferment and refund of tuition fees and other charges and fees.

(14) To make all reasonable rules and regulations necessary to carry out the purposes of this article and the duties of the board.

(15) To do and perform generally all of those things necessary and required to accomplish the role and objectives of the system.

(b) The Board of Governors shall provide for the holding of regular and special meetings. Ten (10) governors attending shall constitute a quorum for the transaction of any business and, unless a greater number is required by the bylaws of the board, the act of a majority of the governors present at any meeting shall be deemed the act of the board.

Section 2007-A. Commission of Presidents.—The commission of presidents of the system shall consist of the presidents of the several institutions who shall annually select one (1) of their members as chairperson. The commission shall recommend policies for the institutions and shall

act in an advisory capacity to the chancellor and the governors. The commission shall meet quarterly and additionally at the call of its chairperson or the chancellor. A majority of the presidents shall constitute a quorum.

Section 2008-A. Councils of Trustees.—(a) *The council of each of the institutions shall consist of eleven (11) members who shall be nominated and appointed by the Governor with the advice and consent of the Senate. At least two (2) members of the eleven (11) member council of trustees shall be alumni of the institution.*

(b) *Ten (10) members of each council shall serve terms of six (6) years, respectively, and until their respective successors are duly appointed and qualified. One (1) member of each council shall be a full-time undergraduate student, other than freshman, enrolled for at least twelve (12) semester hours at the institution of which he is a trustee. The student member shall serve a term of three (3) years or for so long as he is a full-time undergraduate student in attendance at the institution of which he is a trustee, whichever period is shorter. Vacancies occurring before the expiration of the term of any member shall be filled in like manner for the unexpired term.*

(c) *The members of each board of trustees of a former State college or university serving in such capacity on the effective date of this act shall continue to serve for the balance of their respective terms.*

(d) *Six (6) members of a council shall constitute a quorum. Each council shall select from its members a chairperson and a secretary to serve at the pleasure of the council. Each council shall meet at least quarterly, and additionally at the call of the president, or its chairperson, or upon request of three (3) of its members.*

Section 2009-A. Powers and Duties of Councils of Trustees.—*In accordance with the rules and regulations adopted by the board, the council of each institution shall have the power and its duty shall be:*

(1) *To make recommendations to the chancellor for the appointment, retention or dismissal of the president following consultation with students, faculty and alumni.*

(2) *To assist the president in developing proper relations and understanding between the institution and its programs and the public, in order to serve the interests and needs of both.*

(3) *To review and approve the recommendations of the president as to standards for the admission, discipline and expulsion of students.*

(4) *To review and approve the recommendations of the president pertaining to policies and procedures governing the use of institutional facilities and property.*

(5) *To approve schools and academic programs.*

(6) *To review and approve the recommendations of the president pertaining to annual operating and capital budget requirements for forwarding to the board.*

(7) *To review and approve charges for room and board and other fees except student activity fees.*

(8) *To conduct an annual physical inspection of facilities and make recommendations regarding maintenance and construction to the board.*

(9) *To review and approve all contracts and purchases negotiated or awarded by the president with or without competitive bidding and all contracts for consultative services entered by the president.*

(10) *To represent the institution at official functions of the Commonwealth.*

(11) *To take such other action as may be necessary to effectuate the powers and duties herein delegated.*

(12) *In accordance with the evaluation procedure established by the board each council shall conduct an evaluation of the president and forward the results of that evaluation with recommendation to the chancellor for submission to the board.*

Section 2010-A. Power and Duties of Institution Presidents.—The president of each institution shall be appointed by the board. The president shall be the chief executive officer of that institution. He shall have the right to attend all meetings of the council of that institution and shall have the right to speak on all matters before the council but not to vote. Subject to the stated authority of the board and the council, each president shall have the power and his duties shall be:

(1) *Except insofar as such matters are governed by collective bargaining agreements entered pursuant to the act of July 23, 1970 (P.L. 563, No. 195), known as the "Public Employe Relations Act," and subject to the policies of the board, to appoint such employes, professional and noninstructional, graduate assistants, etc. as necessary, to fix the salaries and benefits of employes, professional and noninstructional, and to establish policies and procedures governing employment rights, promotion, dismissal, tenure, leaves of absence, grievances and salary schedules.*

(2) *To make and implement specific campus policies pertaining to instructional programs, research programs and public service programs and after consultation with the council, faculty and students define academic standards in accordance with policies of the board.*

(3) *To develop and implement policies and procedures for the administration of the institution. To develop and implement, in conjunction with the local campus student government association, policies and procedures by which student organizations may be created and operated.*

(4) *To establish policies and procedures for the admission, discipline and expulsion of students which shall be consistent with policies of the board and the local council.*

(5) *To establish policies and procedures governing the use of institutional facilities and property in accordance with guidelines established by the local council.*

(6) *In cooperation with the student association, to fix student activity fees and supervise the collection, retention and expenditure thereof.*

(7) *To waive, defer and refund tuition fees and other charges and fees consistent with policies established by the board.*

(8) *To prepare and, after review and action by the council, submit to the chancellor the annual operating and capital budget requirements for the institution.*

(9) *To determine from appropriations, tuition fees, charges and other fees and other available funds with the exception of student activity fees, the expenditures to be made for instructional, extracurricular, administrative, custodial and maintenance services, equipment and supplies, and for furniture for instructional, extracurricular, administrative and service facilities and to reallocate such sums among the various expenditure classifications as may be necessary for the effective management of the institution: Provided, That no such reallocation shall exceed the total allocations of the institution.*

(10) *Within the limitations of the operating budget and other available funds in accordance with the procedures established by the board and with the approval of the local council, to negotiate and award all contracts for equipment, services and supplies in excess of a cost of five thousand dollars (\$5,000) on a competitive bid basis and to purchase instructional, educational, extracurricular, technical, administrative, custodial and maintenance equipment and supplies not in excess of a cost of five thousand dollars (\$5,000) without competitive bidding, except that such items shall not be bought in series to avoid the dollar ceiling.*

(11) *To cooperate with and accept grants and assistance from Federal and State agencies, local governments or other political subdivisions, foundations, corporations, or any other source for any of the lawful purposes of the institution. Each institution shall have the power to bank and use such grants as directed by the grantor and subject to the limitations of this act, except that grants and assistance from sources other than State agencies, local governments or other political subdivisions shall not be subject to the provisions of clause (10). All moneys received from sources authorized by this section are hereby appropriated to each of the several institutions granted such moneys. All such moneys shall be subject to audit by the Auditor General.*

(12) *To authorize personnel to travel within or without the Commonwealth at institutional expense in accordance with regulations of the council.*

(13) *Within the limitations of the operating budget and other available funds, to enter into contracts for consultative service not to exceed five thousand dollars (\$5,000) per contract.*

(14) *To enter into contracts in accordance with policies of the council, to enable students to engage in student teaching or other training in order to obtain experience in a particular field.*

(15) *To employ or contract for the necessary institutional services consistent with policies and procedures established by the board.*

(16) *Consistent with the policies of the board to do and perform all of those other things necessary and required for the orderly operation of the institution.*

Section 2011-A. Rental Fees and Other Charges.—(a) *In addition to rental fees fixed, charged and collected in the manner provided by law from each student residing in State-owned or State-leased residential facilities at an institution for the maintenance and operation of such facilities, a sum of not more than three dollars (\$3) per week shall be fixed, charged and collected from each such person as an additional rental fee. Such additional rental fees shall be paid to the Commonwealth and shall be credited to a Reserve Fund for contingencies and capital replacements.*

(b) *In addition to the other fees from time to time fixed, charged and collected in the manner provided by law, a fee of ten dollars (\$10) per semester of eighteen (18) weeks and a proportionate fee for each trimester, quarter, term and summer sessions of six (6) weeks or three (3) weeks shall be fixed, charged and collected from each student while in attendance at a college which has constructed a student community building, or at a college for which the General State Authority has taken title to a student community building, which fee shall be credited to the Department of General Services and shall be fixed by the council of trustees in amount sufficient to meet rentals due to the General State Authority, pursuant to contracts to lease student community buildings constructed by the said authority for the use of the State colleges.*

Section 2012-A. Diplomas and Certificates.—*The board shall prescribe minimum standards for graduation from the system subject to the approval of the State board. Each graduate shall receive such diploma as the board shall prescribe. Subject to the approval of the State board, the system shall be authorized to grant baccalaureate, master's and doctoral degrees for successful completion of prescribed courses of study and such other certificates and degrees as may be approved by the State board.*

Section 2013-A. Teachers' and Employes' Retirement Plans.—*Pursuant to the provisions of 24 Pa.C.S. § 8301 (relating to mandatory and optional membership), all professional and other employes of the system and its institutions shall be accorded the right to elect participation in the Pennsylvania Public School Employees' Retirement System or the State Employees' Retirement System. Alternatively, eligible employes shall have the right to elect participation in the Teachers' Insurance and Annuity Association of America—College Retirement Equities Fund (TIAA-CREF) retirement plan.*

Section 2014-A. Nondiscrimination Policy.—*No person shall be denied a position as a governor, trustee, faculty member, employe or student with the system or its constituent institutions because of his race, color, religion, creed, ancestry, age, sex, national origin or political party affiliation.*

Section 2015-A. Annual Audit.—*The activities of the system under this article shall be subject to the audit of the Department of the Auditor General, but the system shall not be required to pay a fee for any such audit. It shall make an annual report to the State board and to the*

General Assembly showing its condition at the end of the Commonwealth's fiscal year.

Section 2016-A. Continuation of Powers and Duties.—*All powers, rights, privileges, duties and obligations, statutory, contractual or otherwise, of the institutions or their predecessors and their respective council of trustees and officers, heretofore existing and not otherwise changed or repealed by this act, shall continue in full force and effect.*

Section 3. Funding for the Board of Governors and chancellor shall come from all operating funds available to the State colleges and State-owned university, but shall not exceed one-half of one per centum (.5%) of such funds. For purposes of this section, the phrase "operating funds" means any Federal appropriation, any State appropriation, any student tuition fees and any student fees for room and board.

Section 4. (a) The following parts of acts are hereby repealed:

As much of section 202, act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," as relates to the following boards:

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.

Sections 401.1 and 1311.1 of the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929."

(b) All acts or parts of acts are repealed insofar as they are inconsistent herewith.

(c) Except as otherwise provided nothing herein contained shall be construed to repeal the act of April 9, 1929 (P.L.177, No.175), known as "The Administrative Code of 1929," as amended, or the act of January 18, 1952 (1951 P.L.2111, No.600), referred to as the State College Faculty Compensation Law, or the act of December 16, 1965 (P.L.1113, No.430), known as the "Indiana University of Pennsylvania Act."

Section 5. There are hereby transferred to the Board of Governors and successor institutions as provided in section 2002-A to be used, employed and expended in connection with the functions, powers and duties as established by this act, contract obligations, if any, records, files, all property, exclusive of real property, supplies and equipment

now being used or held in connection with such functions, powers and duties and the unexpended balances of appropriations, allocations and other funds available or to be made available for use in connection with such functions, powers and duties.

Section 6. All moneys accumulated pursuant to the fifth paragraph of section 2008, act of March 10, 1949 (P.L.30, No.14), known as the "Public School Code of 1949," is hereby transferred to the Reserve Fund established in subsection (a) of section 2011-A.

Section 7. Section 2004-A shall take effect immediately and the Governor shall nominate the board within 90 days thereafter, and the board shall employ the chancellor within six months thereafter. All other sections of this act shall take effect July 1, 1983.

APPROVED—The 12th day of November, A. D. 1982.

DICK THORNBURGH