



SENATE OF PENNSYLVANIA BILL SUMMARY

House Bill 423 Printer's No. 439

Prime Sponsor: Gabler
Committee: Local Government

SYNOPSIS:

Amends the Second Class Township Code to address vacancies created as the result of the resignation of an elected official.

SUMMARY:

HB 423 establishes a procedure for filling vacancies created as a result of an elected official resigning.

The board of supervisors in a Second Class Township shall have a maximum of 45 days to accept the resignation of any elected official by a majority vote of the board at a public meeting. If the resignation is not withdrawn, it is deemed accepted at the end of the 45 day period.

Once the resignation is accepted, the board of supervisors shall follow the established vacancy procedures to appoint a replacement. Should the board of supervisors fail to fill the vacancy within 30 days, the vacancy board shall do so within 15 additional days.

The vacancy board consists of the board of supervisors and one registered elector of the township appointed by the board of supervisors at the first meeting of each calendar year. The appointed elector shall act as chairman of the vacancy board.

If the vacancy board fails to fill the position, the chairperson or remaining members, if the chairperson is vacant, shall petition the court of common pleas to fill the vacancy.

When two or more vacancies occur on a board of three supervisors or three or more vacancies on a board of five supervisors occurs, 15 registered electors of the township can petition the court of common pleas to fill the vacancies.

An appointee will hold office until the first Monday in January after the first municipal election occurring at least 60 days after the vacancy occurred.

Effective Date: 60 Days

BILL HISTORY:

Passed House on 4/5/17 (191-0)

Prepared by: Marsicano 6/12/2017