

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 938 Session of 2013

INTRODUCED BY EICHELBERGER, ROBBINS, BLAKE, ERICKSON AND
WOZNIAK, MAY 31, 2013

REFERRED TO LOCAL GOVERNMENT, MAY 31, 2013

AN ACT

1 Amending the act of May 1, 1933 (P.L.103, No.69), entitled, as
2 reenacted and amended, "An act concerning townships of the
3 second class; and amending, revising, consolidating and
4 changing the law relating thereto," in township officers
5 generally, further providing for removal for failure to
6 perform duties.

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

9 Section 1. Section 503 of the act of May 1, 1933 (P.L.103,
10 No.69), known as The Second Class Township Code, reenacted and
11 amended November 9, 1995 (P.L.350, No.60), is amended to read:

12 Section 503. [Removal for Failure to Perform Duties.--If any
13 township officer fails to perform the duties of the office, the
14 court of common pleas upon complaint in writing by five percent
15 of the electors of the township may issue a rule upon the
16 officer to show cause why the office should not be declared
17 vacant. The officer shall respond to the rule within thirty days
18 from its date of issue. Upon hearing, the court may declare the
19 office vacant and require the vacancy to be filled under section
20 407.] Removal of Township Officers and Appointees.--Any township

1 officer, whether elected or duly appointed to fill a vacancy in
2 elective office, shall be removable from office only by
3 impeachment, or by the Governor for reasonable cause after due
4 notice and full hearing on the advice of two-thirds of the
5 Senate, or upon conviction of misbehavior in office, or of any
6 infamous crime in accordance with the Constitution of
7 Pennsylvania, but his title to office may be tried by
8 proceedings of quo warranto as provided by law.

9 Section 2. This act shall take effect in 60 days.