



Section: BOARD PROCEDURES
Title: AUTHORITY AND POWERS
Adopted: September 17, 1996
Revised:

	002. AUTHORITY AND POWERS	
	<p><u>Area Vocational Technical School Board</u> The Lebanon County Area Vocational Technical School Board is charged with the ultimate responsibility for establishing and operating the Lebanon County Career and Technology Center. The Board is vested with all powers and responsibilities granted to area vocational technical school boards by the applicable provisions of the Pennsylvania Public School Code as amended.</p> <p><u>Joint Operating Committee</u> The Lebanon County Area Vocational Technical School Board delegates to a committee known as the Lebanon County Area Vocational Technical School Joint Operating Committee the responsibility for the operation, administration and management of the Career and Technology Center within the limits of the budget adopted by the Board, to the extent permitted by law. The Board delegates to the Joint Operating Committee all powers granted except those set forth in clauses (1) and (4) of Section 1850.1(b) of the Public School Code as amended. The Board also limits the Joint Operating Committee’s authority in Clause (10) to real estate which is not a part of the Center’s facilities and surrounding curtilage. Therefore the Joint Operating Committee’s authority for real estate transactions is limited to off site property such as instructional home construction projects.</p> <p>The Authority and Powers of the Lebanon County Area Vocational Technical School Board and delegated to the Joint Operating Committee with exceptions are detailed in Section 1850.1(b) of the Code as follows:</p> <p>Section 1850.1(b) Public School Code of 1949. The area vocational technical board shall have authority and its duty shall be:</p> <ol style="list-style-type: none"> (1) To provide, as the participating districts may agree, for the assumption by the area vocational technical board of obligations including, but not limited to, operating expenses, architect’s fees, engineering costs, professional salaries, expenses of acquiring and maintaining sites for schools and institutes, incurred by any county board of school directors or county boards of school directors on behalf of such participating districts pursuant to prior agreements: (2) To formulate and adopt policies relating to the organization, establishment and operation of the school or institute; 	<p>SC 1850.1</p> <p>Articles of Agreement</p>

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- (3) To provide for the administration and operation of the school or institute;
- (4) To adopt the budgets for operation of the school or institute as prepared in the same manner provided for in section 687 of this act;
- (5) To designate a superintendent of the school or institute, provided, that when a county board or boards is selected as the operating agent as hereinafter provided, a county superintendent of schools shall be designated as the superintendent of the school or institute, and that when the several boards or a committee thereof operate the school or institute as hereinafter provided, a chief school administrator of a participating school district or a county superintendent shall be designated as superintendent of the school or institute;
- (6) To exercise all the powers, perform the duties, and be subject to all liabilities with reference to the operation of schools and/or institutes as are now or hereafter shall be conferred or imposed by law;
- (7) To make from time to time surveys to determine the current vocational and technical needs of the participating school districts;
- (8) To make and establish, and from time to time alter and amend, rules and regulations for the transaction of its business and for the administration of the work under its charge;
- (9) To employ temporary professional and professional employees, supervisors and teachers, and to employ all other persons necessary to carry on vocational technical education and technical institutes, and to determine the salaries to be paid. All temporary professional and professional employees so employed shall have the same rights of tenure, minimum salaries and increments, leaves of absence because of illness or physical disability, leaves of absence because of death in the immediate family or death of a near relative, sabbatical leaves, military leaves, exchange teacher leaves and membership in the Public School Employees' Retirement System as temporary professional and professional employees of school districts. No professional employee who has attained tenure status as an employee of any area vocational technical board shall, thereafter, be required to serve as a temporary professional employee before being tendered such a contract when employed by any other part of the public school system of the Commonwealth;
- (10) To purchase, lease, rent, improve and sell land, and to build, repair, improve, lease, rent, buy and selling buildings;

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- (11) To acquire real property by purchase, gift or condemnation, for the purposes of area vocational technical schools and technical institutes. Such condemnation proceedings shall be instituted and conducted by the board in the name of the participating school districts in the same manner and with like authority as provided by law in the case of school districts. The title to any real estate, acquired for the purpose of establishing any such area vocational technical school or institute shall be held in the name of one or more of the school districts establishing the same, as they may agree;
- (12) To purchase, lease, rent or otherwise acquire all necessary furniture, implements, books, materials, equipment and supplies;
- (13) When authorized by the participating school districts in the attendance area, to provide for free mandated transportation of district pupils to and from the area vocational technical school in which they have been accepted, and to apply and receive on behalf of the school districts in the attendance area reimbursements on account of such transportation provided;
- (14) To make contracts with counties, cities, boroughs, towns, townships, school districts, other political subdivisions, community colleges, public and private agencies, quasi-public agencies, nonprofit corporations, the Federal Government and its agencies and instrumentalities, municipalities and other public authorities, or other persons for carrying out the purposes of this subdivision of this article;
- (15) To make an annual report, in writing, to the Department of Public Instruction, and such other reports as the department may inquire;
- (16) To adopt criteria for admitting students to area vocational technical schools and technical institutes;
- (17) To receive Federal, State, School district and other public and private funds and to expend such funds to establish, operate, improve and expand area vocational technical schools and technical institutes;
- (18) When authorized by the participating school districts, and on behalf of such districts, to enter into agreement with the State Public School Building Authority, municipal authorities, political subdivisions, municipal corporations, public and private agencies, quasi-public agencies, authorities, nonprofit corporations and the Federal Government and its agents and instrumentalities to buy land, build, alter, lease, equip and operate facilities for public vocational technical education and technical institutes;

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- (19) To prepare and submit to the Department of Public Instruction on or before July 1 of each year, for approval, a budget of proposed expenditures for area vocational technical schools and technical institutes for the ensuing year;
- (20) To accept pupils in area vocational technical schools and technical institutes from districts not participating in their establishment and maintenance and to establish tuition charges therefore;
- (21) To assign pupils residing within school districts participating in an area vocational technical school and/or technical institutes to vocational schools or departments maintained by other area vocational technical boards and school districts with the approval of the area vocational technical boards and the district boards maintaining such schools or departments, and to pay tuition for pupils permitted to attend such area vocational technical schools, technical institutes and vocational schools or departments;
- (22) To locate area vocational technical schools and technical institutes;
- (23) To collect tuition and fees;
- (24) To do all things necessary to carry into effect the purposes of this act;
- (25) Whenever such schools and technical institutes are authorized, to prepare an estimate of the total cost of and expenditures to be made on account of each area vocational technical school and technical institute for the following year. Such estimate shall be filed with the Department of Public Instruction no later than July 1 of each year for the approval of the department;
 - (a) All actions of an area vocational technical board shall be by a majority vote of the members of the board either in convention or by mail ballot, whichever procedure the board shall select: Provided, that the approval of each operating budget shall require an affirmative vote of two-thirds of the participating school districts and a majority vote of all the school directors of all participating districts; and provided further, for purposes of this requirement only, the vote of any participating school district shall be determined by a majority vote of all school directors comprising such participating boards. All votes shall be duly recorded and shall show how each member voted;
 - (b) An area vocational technical board shall have power to delegate the operation, administration and management of the school or institute (1) to one or more county boards of school directors acting as agent for the area vocational technical board; or (2) a joint participating board of school directors.

