



# City of Philadelphia

City Council  
Chief Clerk's Office  
402 City Hall  
Philadelphia, PA 19107

## **RESOLUTION NO. 070360 (As Amended, 6/5/07)**

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**Introduced April 26, 2007**

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**Councilmembers Campbell, Rizzo, Greenlee, Kenney, DiCicco, Kelly,  
Goode, Reynolds Brown, Council President Verna, Tasco, Blackwell,  
Ramos, Miller, Krajewski, Savage, Clarke and O'Neill**

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**ADOPTED & REFERRED to the  
Committee on Law and Government**

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### **RESOLUTION**

Proposing an amendment to the Philadelphia Home Rule Charter to create the Office of the Public School Family and Child Advocate, and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to the Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now therefore

*RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,*

THAT the following amendment to the Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

#### **ARTICLE III – EXECUTIVE AND ADMINISTRATIVE BRANCH – ORGANIZATION**

##### **CHAPTER 1 OFFICERS, DEPARTMENTS, BOARDS, COMMISSIONS AND OTHER AGENCIES**

Section 3-100. Executive and Administrative Officers, Departments, Boards, Commissions and Agencies Designated. The executive and administrative work of the City shall be performed by:

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(a) The following elected or appointed officers:

\* \* \*

*Public School Family and Child Advocate.*

\* \* \*

## CHAPTER 2 ELECTION OR APPOINTMENT

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*Section 3-210. Public School Family and Child Advocate. The Mayor, with the advice and consent of a majority of all the members of the Council, shall appoint the Public School Family and Child Advocate.*

\* \* \*

## CHAPTER 6 COMPENSATION

Section 3-600. The Mayor and Other Officers. Until the Council shall otherwise ordain, annual salaries shall be payable in equal semi-monthly installments as follows:

\* \* \*

*Public School Family and Child Advocate, \$100,000.*

\* \* \*

## ARTICLE IV EXECUTIVE AND ADMINISTRATIVE BRANCH POWERS AND DUTIES

The Mayor, The City Representative and  
Departments, Boards and Commissions under the Mayor

\* \* \*

## CHAPTER 14

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## PUBLIC SCHOOL FAMILY AND CHILD ADVOCATE

*Section 4-1400. Powers and Duties. The Public School Family and Child Advocate shall have the power and its duty shall be to perform the following functions:*

*(a) Act as an advocate for children in the public schools and their families with respect to all educational and related matters.*

*(b) Advise and inform families as to their rights under federal, state and local law with respect to educational and related matters, including, but not limited to, rights under the federal "No Child Left Behind Act" and rights accruing to children identified as special needs or at risk children, and act as an advocate for children and their families in securing such rights.*

*(c) Appoint and fix the compensation of such employees as may be required for the proper conduct of the work of the office of the Public School Family and Child Advocate, including, but not limited to, assistant advocates. The number and compensation of such employees shall not be subject to the approval of any other officer.*

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## ARTICLE VIII PROVISIONS OF GENERAL APPLICATION

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## CHAPTER 4 EXECUTIVE AND ADMINISTRATIVE BRANCH

*Section 8-400. Certain General Provisions to Apply to Certain Officers. All of the provisions of this charter which apply generally to department heads or departments, boards and commissions shall apply to the Mayor, the Managing Director, the Director of Finance, the City Treasurer, the City Representative, the Insurance Public Advocate, the Public School Family and Child Advocate and the Personnel Director and to their offices.*

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