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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 609 Session of  
2013

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INTRODUCED BY ERICKSON, RAFFERTY, GREENLEAF, VULAKOVICH,  
ALLOWAY, FONTANA, VANCE, COSTA, BROWNE, LEACH AND McILHINNEY,  
MARCH 1, 2013

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REFERRED TO EDUCATION, MARCH 1, 2013

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AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An  
2 act relating to the public school system, including certain  
3 provisions applicable as well to private and parochial  
4 schools; amending, revising, consolidating and changing the  
5 laws relating thereto," in pupils and attendance, further  
6 providing for cost of tuition and maintenance of certain  
7 exceptional children in approved institutions and for actual  
8 cost of tuition and maintenance of certain exceptional  
9 children in the four chartered schools for education of the  
10 deaf and the blind.

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

13 Section 1. Sections 1376(a.2)(1) and 1376.1(b.2)(1) of the  
14 act of March 10, 1949 (P.L.30, No.14), known as the Public  
15 School Code of 1949, amended July 4, 2004 (P.L.536, No.70), are  
16 amended to read:

17 Section 1376. Cost of Tuition and Maintenance of Certain  
18 Exceptional Children in Approved Institutions.--\* \* \*

19 (a.2) For the 2005-2006 school year and each school year  
20 thereafter, the Department of Education shall determine the  
21 payment amount for each approved private school for all students

1 enrolled in an approved private school for the prior school year  
2 as follows:

3 (1) (i) Multiply the payment determined for the immediate  
4 preceding school year by one hundred and twenty-five percent  
5 (125%) of the percentage increase in the appropriation for  
6 special education for the fiscal year prior to the fiscal year  
7 in which payments under this subsection are made.

8 (ii) Add the product from subparagraph (i) to the payment  
9 determined for the immediate preceding school year.

10 (iii) In any fiscal year in which there is no increase in  
11 the State appropriation for special education, the increase for  
12 the approved private schools in any following fiscal year shall  
13 be calculated by applying the multiplier in subparagraph (i) to  
14 the percentage increase in the appropriation of the approved  
15 private schools from the last fiscal year in which there was an  
16 increase in the approved private schools' State appropriations.

17 \* \* \*

18 Section 1376.1. Actual Cost of Tuition and Maintenance of  
19 Certain Exceptional Children in the Four Chartered Schools for  
20 Education of the Deaf and the Blind.--\* \* \*

21 (b.2) Payments are as follows:

22 (1) For the 2005-2006 school year and each school year  
23 thereafter, the department shall determine the payment amount  
24 for each chartered school for all students enrolled in a  
25 chartered school for the prior school year as follows:

26 (i) Multiply the payment determined for the immediate  
27 preceding school year by one hundred and twenty-five percent  
28 (125%) of the percentage increase in the appropriation for  
29 special education for the fiscal year prior to the fiscal year  
30 in which payments under this subsection are made.

1 (ii) Add the product under subparagraph (i) to the payment  
2 determined for the immediately preceding school year.

3 (iii) In any fiscal year in which there is no increase in  
4 the State appropriation for special education, the increase for  
5 the chartered schools for the deaf and blind in any following  
6 fiscal year shall be calculated by applying the multiplier in  
7 subparagraph (i) to the percentage increase in the appropriation  
8 of the chartered schools from the last fiscal year in which  
9 there was an increase in the chartered schools' State  
10 appropriations.

11 \* \* \*

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