THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL No. 89 Session of 2019

INTRODUCED BY HUGHES, AUMENT, BARTOLOTTA, BREWSTER, STEFANO, FONTANA, STREET, SCHWANK, GORDNER, MENSCH, KEARNEY, BAKER, K. WARD, WHITE, SANTARSIERO, BROWNE, PHILLIPS-HILL, TARTAGLIONE, KILLION, COSTA, YUDICHAK, SABATINA, BLAKE, COLLETT, FARNESE, L. WILLIAMS, LEACH, HAYWOOD, J. WARD AND MUTH, JANUARY 29, 2019

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 20, 2019

AN ACT

Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An 1 act relating to the public school system, including certain 2 provisions applicable as well to private and parochial 3 schools; amending, revising, consolidating and changing the 4 laws relating thereto," replacing references to "vocational-technical" with "career and technical," replacing references to "vocational" with "career and technical" and replacing 5 6 7 references to "vocation" with "career and technical"; 8 deleting references to vocational school districts; renaming 9 the State Board for Vocational Education as the State Board 10 of Career and Technical Education; IN VOCATIONAL EDUCATION, 11 <---FURTHER PROVIDING FOR ADVISORY COMMITTEES AND PROVIDING FOR A 12 13 WORKFORCE DEVELOPMENT PROGRAM CLEARINGHOUSE AND FOR PASMART ONLINE CAREER RESOURCE CENTER; ESTABLISHING THE SCHOOLS-TO-14 <---WORK PROGRAM; PROVIDING FOR POWERS AND DUTIES OF THE 15 DEPARTMENT OF LABOR AND INDUSTRY; and making editorial 16 17 changes. 18 The General Assembly of the Commonwealth of Pennsylvania 19 hereby enacts as follows:

20 Section 1. Sections 111(a.1) introductory paragraph, (1), 21 (2) and (3), (b), (e) introductory paragraph, (f.2) and (j)(1) 22 and (2) and 111.1(n) of the act of March 10, 1949 (P.L.30, 1 No.14), known as the Public School Code of 1949, are amended to 2 read:

3 Section 111. Criminal History of Employes and Prospective
4 Employes; Conviction of Certain Offenses.--

5 (a.1) Beginning April 1, 2007, this section shall apply to all current and prospective employes of public and private 6 7 schools, intermediate units and area [vocational-technical] 8 career and technical schools, including, but not limited to, teachers, substitutes, janitors, cafeteria workers, independent 9 10 contractors and their employes, except those employes and 11 independent contractors and their employes who have no direct 12 contact with children.

(1) Beginning April 1, 2007, this section shall apply to bus drivers employed or offered employment by a school district, private school, nonpublic school, intermediate unit or area [vocational-technical] career and technical school or by an independent contractor.

18 (2) Beginning April 1, 2007, this section shall apply to
19 student teachers and student teacher candidates assigned to all
20 public and private schools, intermediate units and area
21 [vocational-technical] <u>career and technical</u> schools.

22 For purposes of this section, "student teacher" or (3) 23 "student teacher candidate" shall mean an individual 24 participating in a classroom teaching, internship, clinical or 25 field experience who, as part of a program for the initial or 26 advanced preparation of professional educators, performs classroom teaching or assists in the education program in a 27 28 public or private school, intermediate unit or area [vocational-29 technical] career and technical school under the supervision of 30 educator preparation program faculty.

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1 * * *

2 (b) Administrators of public and private schools, 3 intermediate units and area [vocational-technical] career and technical schools shall require prospective employes to submit 4 with their employment application, pursuant to 18 Pa.C.S. Ch. 91 5 6 (relating to criminal history record information), a report of 7 criminal history record information from the Pennsylvania State 8 Police or a statement from the Pennsylvania State Police that the State Police central repository contains no such information 9 10 relating to that person. Such report of criminal history record 11 information shall be no more than five (5) years old. An applicant may submit a copy of the required information with the 12 13 application for employment. Administrators shall maintain a copy 14 of the required information. Administrators shall require 15 contractors to produce a report of criminal history record 16 information for each prospective employe of such contractor prior to employment. A copy of the report of criminal history 17 18 record information from the Pennsylvania State Police shall be 19 made available to the applicant in a manner prescribed by the 20 Department of Education.

21 * * *

(e) No person subject to this act shall be employed or remain employed in a public or private school, intermediate unit or area [vocational-technical] career and technical school where a report of criminal history record information or a form submitted by an employe under subsection (j) indicates the person has been convicted of any of the following offenses: * * *

29 (f.2) Nothing in this section shall be construed to30 interfere with the ability of a public or private school,

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1 intermediate unit or area [vocational-technical] <u>career and</u>
2 <u>technical</u> school to make employment, discipline or termination
3 decisions, provided that this subsection shall not be construed
4 to conflict with subsection (e), (f.1) or (j)(6).

5 * * *

The department shall develop a standardized form to 6 (j) (1) 7 be used by current and prospective employes of public and 8 private schools, intermediate units and area [vocationaltechnical] career and technical schools for the written 9 10 reporting by current and prospective employes of any arrest or 11 conviction for an offense enumerated under subsections (e) and 12 (f.1). The form shall provide a space in which a current or 13 prospective employe who has not been convicted of or arrested 14 for any such offense will respond "no conviction" and "no 15 arrest." The form also shall provide that failure to accurately 16 report any arrest or conviction for an offense enumerated under 17 subsection (e) or (f.1) shall subject the current or prospective 18 employe to criminal prosecution under 18 Pa.C.S. § 4904 19 (relating to unsworn falsification to authorities). The 20 department shall publish the form on its publicly accessible 21 Internet website and in the Pennsylvania Bulletin.

22 (2) All current and prospective employes of a public or 23 private school, intermediate unit or area [vocational-technical] 24 career and technical school shall complete the form described in 25 clause (1), indicating whether or not they have been arrested 26 for or convicted of an offense enumerated under subsections (e) and (f.1), provided that any current employe who completed the 27 form on or before December 27, 2011, in compliance with clauses 28 29 (1) and (2) on that date and who has not been arrested for or convicted of an offense enumerated under subsections (e) and 30

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(f.1) shall not be required to complete an additional form under
 this subsection.

3 * * *

4 Section 111.1. Employment History Review.--* * *

(n) As used in this section, the following words and phrases
shall have the meanings given to them in this subsection:
"Abuse." Conduct that falls under the purview and reporting
requirements of 23 Pa.C.S. Ch. 63 and is directed toward or
against a child or a student, regardless of the age of the child
or student.

"Direct contact with children." The possibility of care, supervision, guidance or control of children or routine interaction with children.

14 "School entity." Any public school, including a charter 15 school or cyber charter school, private school, nonpublic 16 school, intermediate unit or area [vocational-technical] <u>career</u> 17 <u>and technical</u> school operating within this Commonwealth.

"Sexual misconduct." Any act, including, but not limited to, any verbal, nonverbal, written or electronic communication or physical activity, directed toward or with a child or a student regardless of the age of the child or student that is designed to establish a romantic or sexual relationship with the child or student. Such acts include, but are not limited to:

24 (1) Sexual or romantic invitation.

25 (2) Dating or soliciting dates.

26 (3) Engaging in sexualized or romantic dialog.

27 (4) Making sexually suggestive comments.

(5) Self-disclosure or physical exposure of a sexual,romantic or erotic nature.

30 (6) Any sexual, indecent, romantic or erotic contact with 20190SB0089PN1044 - 5 - 1 the child or student.

2 Section 2. Section 121(b)(2)(iii), (c)(2) and (d) of the 3 act, amended October 24, 2018 (P.L.1146, No.158), are amended to 4 read:

5 Section 121. Keystone Exams.--* * *

6 (b) The following shall apply:

7 * * *

The Department of Education shall investigate and 8 (2) 9 develop alternatives in addition to the use of the Keystone 10 Exams as a requirement for graduation and shall, within six (6) months of the effective date of this paragraph, issue a report 11 of the Department of Education's findings and recommendations, 12 13 including proposed legislation, to the chairman and minority 14 chairman of the Education Committee of the Senate and the 15 chairman and minority chairman of the Education Committee of the 16 House of Representatives. The report shall, at a minimum, contain a detailed plan and timeline within which the Department 17 18 of Education shall accomplish all of the following:

19 * * *

(iii) Ensure that no student is prohibited from
participation in [vocational-technical] <u>career and technical</u>
education or elective courses or programs as a result of
supplemental instruction required in 22 Pa. Code §§ 4.24(k) and
4.51b(f) (relating to Keystone Exams).

(c) Notwithstanding section 2604-B(b)(2)(v), 22 Pa. Code §
4.24 or 4.51 or any statute or regulation to the contrary, in
any school year in which a demonstration of proficiency on a
Keystone Exam is required for high school graduation, a CTE
Concentrator shall be deemed proficient provided that the CTE
Concentrator shall meet all of the following requirements:

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1 * * *

2 (2) completes one of the following:

3 (i) attains an industry-based competency certification4 related to the CTE Concentrator's program of study; or

demonstrates a high likelihood of success on an 5 (ii) 6 approved industry-based competency assessment or readiness for continued meaningful engagement in the CTE Concentrator's 7 8 program of study as demonstrated by performance on benchmark assessments, course grades and other factors consistent with the 9 10 CTE Concentrator's goals and career plan and determined for the CTE Concentrator by a chief school administrator in consultation 11 with an area [vocational-technical] <u>career and technical</u> school 12 13 director or principal of a comprehensive high school. The 14 determination shall be made no later than the end of eleventh 15 grade, or, for a student enrolled in a one-year program, the end 16 of the first semester of twelfth grade.

17 * * *

18 (d) As used in this section, the following words and phrases 19 shall have the meanings given to them in this subsection unless 20 the context clearly indicates otherwise:

21 "Accredited four-year nonprofit institution of higher22 education." Any of the following:

(1) A university within the State System of Higher Educationunder Article XX-A.

25 (2) A State-related institution as defined in section 1502-26 A.

(3) Any accredited nonprofit public, private or independent
college or university that confers four-year baccalaureate
degrees.

30 "Accredited nonprofit institution of higher education." Any
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1 of the following:

2 (1) A community college operating under Article XIX-A.

3 (2) An accredited four-year nonprofit institution of higher4 education.

5 (3) Any accredited nonprofit public, private or independent6 college or university.

7 (4) The Thaddeus Stevens College of Technology.

8 "ACT." A standardized test for the assessment of college9 readiness administered by ACT.

10 "ACT WorkKeys assessment." An assessment of workplace skills11 administered by ACT.

12 "Advanced Placement Program." A program authorized by the 13 college board that allows a student to study college-level 14 subjects while enrolled in high school and to receive advanced 15 placement and college credit for earning a qualified score on 16 the course-related Advanced Placement exam.

17 "Approved alternative assessment." A SAT, PSAT, ACT or Armed18 Services Vocational Aptitude Battery test.

19 "Approved industry-based competency assessment." A NOCTI 20 exam, NIMS assessment or other industry-based competency 21 assessment identified by the Secretary of Education and approved 22 by the State Board of Education or identified by an act of the 23 General Assembly.

24 "Armed Services Vocational Aptitude Battery Test." The 25 aptitude test developed and maintained by the United States 26 Department of Defense.

27 "Chief school administrator." The superintendent of a school 28 district, executive director of an intermediate unit, 29 administrative director of an area [vocational-technical] <u>career</u> 30 <u>and technical</u> school or chief executive officer of a charter

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school, cyber charter school, regional charter school or
 multiple charter school organization.

3 "Concurrent enrollment course." A course in which a
4 secondary student is enrolled and, upon successful completion of
5 which both high school and postsecondary credit are earned.

6 "Cooperative education program." A program of instruction 7 whereby students alternate or coordinate their high school 8 studies with a job in a field related to their academic or 9 career objectives.

10 "CTE Concentrator." A student who, by the end of a reporting 11 year, will be reported as successfully completing at least fifty 12 percent (50%) of the minimum technical instructional hours 13 required under 22 Pa. Code Ch. 339 (relating to vocational 14 education).

15 "Department." The Department of Education of the 16 Commonwealth.

17 "Established score." A score recommended by the secretary 18 and approved by the State Board of Education.

19 "GPA." Grade point average.

International Baccalaureate Diploma Program." An academically challenging two-year precollege diploma program comprised of three core requirements and six academic subject areas with final examinations that prepare students sixteen (16) to nineteen (19) years of age for higher education and life in a global society.

26 "NIMS assessment." An assessment based on the National 27 Institute for Metalworking Skills standards.

28 "NOCTI exam." A National Occupational Competency Testing29 Institute exam.

30 "Postsecondary course." A course in which a secondary 20190SB0089PN1044 - 9 - 1 student is enrolled and, upon successful completion,

2 postsecondary credit is earned.

3 "Preapprenticeship program." An apprenticeship program
4 registered with the Pennsylvania Apprenticeship and Training
5 Council.

6 "SAT." A standardized test for the assessment of college 7 readiness administered by the College Board.

8 "SAT Subject Test." A standardized test for the assessment 9 of a specific content area administered by the College Board. 10 "School entity." A school district, intermediate unit, area 11 [vocational-technical] career and technical school, charter 12 school, cyber charter school, regional charter school or 13 multiple charter school organization.

14 "Secretary." The Secretary of Education of the Commonwealth.
15 Section 3. Section 126(a)(1)(v) and (vi) of the act, added
16 November 6, 2017 (P.L.142, No.55), are amended to read:

Section 126. Every Student Succeeds Act State Plan Review.--(a) State plan submissions shall be developed by the department under section 1111 of the Elementary and Secondary Education Act of 1965 (Public Law 89-110, 20 U.S.C. § 6311), as amended by the Every Student Succeeds Act (Public Law 114-95, 129 Stat. 1802), and submitted to the General Assembly as follows:

23 (1)The department shall develop State plan submissions with 24 timely and meaningful consultation with the chair and minority 25 chair of the Education Committee of the Senate and the chair and 26 minority chair of the Education Committee of the House of Representatives, with opportunity for input into the State plan 27 28 submission's formation. Consultation shall occur with regard to 29 the initiatives that are newly created or that retain or modify existing law or regulation with regard to the following: 30

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1 * * *

2 (v) [Vocational and career] <u>Career and technical</u> education
3 academic assessments, pathways and standards.

4 (vi) Comparability and fairness in assessments of school
5 districts, intermediate units, area [vocational-technical]
6 <u>career and technical</u> schools, charter schools and cyber charter
7 schools.

8 * * *

9 Section 4. Sections 218, 220(c), 221.2(c)(1)(iv) and (f)(4) 10 (i), 222(c) and 322 of the act are amended to read: 11 Section 218. Reports to Department of Education.--(a) An 12 annual financial report shall be submitted to the Secretary of 13 Education by each school district, charter school, cyber charter 14 school and area [vocational-technical] career and technical_ 15 school not later than the 31st day of October. All financial 16 accounting and reporting by school districts, charter schools, cyber charter schools and area [vocational-technical] career and 17 18 technical schools to the Department of Education shall be in 19 accordance with generally accepted accounting and reporting 20 standards, except that management discussion and analysis and 21 related notes and the following financial statements shall not be required components of the annual financial report: entity-22 23 wide financial statements, including the statement of activities 24 and the statement of net assets; the reconciliation of the 25 balance sheet - governmental funds to statement of net assets; 26 and the reconciliation of the statement of revenues, 27 expenditures and changes in fund balances - governmental funds 28 to statement of activities. The Department of Education shall 29 establish a reporting standard for the annual financial report. 30 (b) The chief school administrator and board secretary of a

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school district, charter school, cyber charter school or area 1 [vocational-technical] career and technical school shall submit 2 a signed statement to the Department of Education not later than 3 the 31st day of December of each year certifying that: the 4 audited financial statements of the school district, charter 5 school, cyber charter school or area [vocational-technical] 6 7 career and technical school have been properly audited pursuant 8 to Article XXIV and that in the independent auditor's professional opinion, the financial information submitted in the 9 10 annual financial report was materially consistent with the audited financial statements. 11

(c) If the financial information submitted in the annual financial report was not materially consistent with the audited financial statements, the school district, charter school, cyber charter school or area [vocational-technical] career and technical school shall submit a revised annual financial report to the Department of Education not later than the 31st day of December.

(d) The Department of Education shall order the forfeiture penalties provided for under section 2552.1(a.1) against a school district, charter school, cyber charter school or area [vocational-technical] career and technical school for failure to timely submit an annual financial report or revised annual financial report.

25 Section 220. State Report Card.--* * *

26 (c) Definitions.--As used in this section, the following 27 words and phrases shall have the meanings given to them in this 28 subsection:

29 "Department." The Department of Education of the 30 Commonwealth.

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"Local education agency." A school district, cyber charter
 school, charter school, area [vocational-technical] <u>career and</u>
 <u>technical</u> school or intermediate unit.

4 Section 221.2. Data Collection Reduction.--* * *

5 (c) (1) Within thirty (30) days of the effective date of 6 this section, the State Board shall establish an advisory 7 committee consisting of:

8 * * *

9 (iv) The following members, to be appointed by the State 10 Board in consultation with education associations representing 11 school districts, intermediate units, public school employes, 12 charter school entities and area [vocational-technical] <u>career</u> 13 <u>and technical</u> schools:

14 (A) Two school district business managers.

15 (B) Two intermediate unit business managers.

16 (C) Two charter school entity business managers.

17 (D) Two area [vocational-technical] <u>career and technical</u>
18 school business managers.

19 (E) One representative from a school district board of20 school directors.

21 (F) One representative from an intermediate unit board of 22 directors.

23 (G) One representative from a charter school entity board of24 trustees.

(H) One representative from an area [vocational-technical]
<u>career and technical</u> school joint operating committee.

(I) One member of a Statewide association representing public school entity employes that has a membership on the effective date of this section of greater than 140,000 public school entity employes.

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1 * * *

2 (f) For purposes of this section:

3 * * *

4 (4) "Public school entity" shall mean any of the following:
5 (i) An area [vocational-technical] career and technical
6 school.

7 * * *

8 Section 222. Drop-out Data Collection.--* * *

9 (c) As used in this section, the following words and phrases 10 shall have the meanings given to them in this subsection unless 11 the context clearly indicates otherwise:

12 "Department." The Department of Education of the13 Commonwealth.

14 "School entity." A public school district, charter school, 15 cyber charter school or area [vocational-technical] <u>career and</u> 16 <u>technical</u> school.

Section 322. Eligibility; Incompatible Offices.--Any citizen 17 18 of this Commonwealth, having a good moral character, being 19 eighteen (18) years of age or upwards, and having been a 20 resident of the district for at least one (1) year prior to the date of his election or appointment, shall be eligible to the 21 office of school director therein: Provided, That any person 22 23 holding any office or position of profit under the government of 24 any city of the first class, or the office of mayor, chief burgess, county commissioner, district attorney, city, borough, 25 26 or township treasurer, member of council in any municipality, 27 township commissioner, township supervisor, tax collector, 28 assessor, assistant assessor, any comptroller, auditor, constable, executive director or assistant executive director of 29 an intermediate unit, supervisor, principal, teacher, or employe 30

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of any school district, shall not be eligible as a school 1 2 director in this Commonwealth. This section shall not prevent 3 any district superintendent, assistant district superintendent, supervisor, teacher, or employe of any school district, from 4 being a school director in a district other than the one in 5 which he is so employed, and other than in a district with which 6 the district in which he is employed operates a joint school or 7 8 department. Provided, however, That a joint school or department does not include a [vocational] career and technical school, 9 10 intermediate unit or community college: And provided further, That a school director who is a supervisor, principal, teacher 11 or employe of a [vocational] career and technical school, 12 13 intermediate unit or community college shall not serve as a 14 member of a board of the [vocational] career and technical_ 15 school, intermediate unit or community college in which he is a 16 supervisor, principal, teacher or employe: And provided further, That a school director who is a supervisor, principal, teacher 17 18 or employe of a [vocational] career and technical school, 19 intermediate unit or community college, shall not be assigned to 20 a position of employment under the supervision of the district 21 in which he or she serves as a member of the board of school directors. A school director shall not be eligible to the office 22 23 of member of council in any municipality.

24 Section 5. Section 425(d) of the act, added June 22, 2018 25 (P.L.241, No.39), is amended to read:

26 Section 425. Executive Sessions.--* * *

(d) As used in this section, the following words and phrases shall have the meanings given to them in this subsection: "Executive session" shall have the meaning given to the term under 65 Pa.C.S. § 703 (relating to definitions).

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1 "School entity" shall mean a school district, intermediate unit, joint school, area [vocational-technical] career and 2 technical school, charter school, regional charter school or 3 cyber charter school. 4 Section 6. Sections 502, 513(b.1)(1) and (6), 522 and 527 of 5 the act are amended to read: 6 7 Section 502. Additional Schools and Departments.--In 8 addition to the elementary public schools, the board of school 9 directors in any school district may establish, equip, furnish, 10 and maintain the following additional schools or departments for the education and recreation of persons residing in said 11 12 district, and for the proper operation of its schools, namely: --13 High schools, 14 Trade schools, 15 [Vocational] Career and technical schools, [Technical schools,] 16 17 Cafeterias, 18 Agricultural schools, 19 Evening schools, 20 Kindergartens, 21 Libraries, 22 Museums, 23 Reading-rooms, 24 Gymnasiums, 25 Playgrounds, 26 Schools for physically and mentally handicapped, 27 Truant schools, 28 Parental schools, 29 Schools for adults, 30 Public lectures,

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1 Such other schools or educational departments as the 2 directors, in their wisdom, may see proper to establish. 3 Said additional schools or departments, when established, shall be an integral part of the public school system in such 4 school district and shall be so administered. 5 No pupil shall be refused admission to the courses in these 6 7 additional schools or departments, by reason of the fact that 8 his elementary or academic education is being or has been received in a school other than a public school. 9 10 Section 513. Group Insurance Contracts. --* * * (1) School districts, intermediate units and area 11 (b.1) 12 [vocational-technical] career and technical schools shall give 13 employes and their dependents, upon the employe's retirement, 14 the option of continuing coverage in the group health plan to 15 which they belonged as employes.

16 * * *

(6) School districts, intermediate units and area
[vocational-technical] <u>career and technical</u> schools shall report
annually to the Department of Education the increased costs
resulting exclusively from the inclusion of qualified annuitants
and their dependents in the entity's group health plan, for the
purpose of evaluating the feasibility of future Commonwealth
funding.

24 * * *

25 Section 522. Payments of Salaries of Professional Employes 26 Granted Leaves of Absence as Exchange Teachers Authorized; 27 Rights Preserved.--Any board of public education or board of 28 school directors of any school district [or vocational school 29 district] of this Commonwealth is hereby authorized to pay any 30 professional employe the salary he would be entitled to if

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teaching in the school district from which he is granted a leave
 of absence to serve as an exchange teacher in any foreign
 country or territory or possession of the United States of
 America.

Any professional employe, while on leave as an exchange 5 6 teacher, shall be considered to be in regular full-time daily attendance in the position from which the leave was granted, 7 8 during the period of said leave, for the purpose of determining the employe's length of service, the right to receive increments 9 10 as provided by law, and the right to make contributions as a member of the Public School Employees' Retirement Fund and 11 continue his or her membership therein, the right to service 12 13 credits toward the time necessary for a sabbatical leave for health or a leave of absence for professional development, and 14 15 the right to accumulate days of leave on account of illness or 16 accidental injury.

17 Section 527. Drug Law Convictions.--(a) Any employe, 18 professional or otherwise, of a school district, intermediate 19 unit or area [vocational-technical] career and technical school 20 who is convicted of delivery of a controlled substance or convicted of possession of a controlled substance with the 21 intent to deliver, as prohibited by the act of April 14, 1972 22 23 (P.L.233, No.64), known as "The Controlled Substance, Drug, 24 Device and Cosmetic Act," shall be terminated from his or her employment with the school entity. The governing body of the 25 school entity shall enforce this section. 26

(b) Notwithstanding any other provisions of this act, any person subject to this section who, while employed in a public or private school, intermediate unit or area [vocationallechnical] career and technical school, is convicted of any of

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the offenses enumerated in subsection (e) of section 111 of this
 act shall be immediately terminated from such employment.

3 Section 7. Section 528(d) of the act, added June 22, 2018
4 (P.L.241, No.39), is amended to read:

5 Section 528. Third-Party Services.--* * *

6 (d) As used in this section, the following words and phrases
7 shall have the meanings given to them in this subsection unless
8 the context clearly indicates otherwise:

9 "Non-instructional services" shall mean services provided by 10 a school employee whose terms and conditions of employment are 11 governed by a collective bargaining agreement negotiated between 12 the school employer and the exclusive representative of the 13 employe and excluding services provided by a professional 14 employe, a substitute or a temporary professional employe as 15 those terms are defined under section 1101.

16 "School employer" shall mean a board of school directors, an 17 intermediate unit board of directors or an area [vocational-18 technical] <u>career and technical</u> board of directors.

"Third party" shall mean a for-profit service provider, including a business or corporation, that contracts with a school employer to provide non-instructional services. The term shall not include an individual.

Section 8. Section 613(f) of the act is amended to read:
Section 613. Management Information Reports.--* * *

(f) Beginning with the 2001-2002 school year and each school year thereafter, the mandatory reporting requirements of this section shall apply, as prescribed by the department, to area [vocational-technical] career and technical schools, intermediate units and charter schools to the extent that funding is available. Area [vocational-technical] career and

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1 <u>technical</u> schools, intermediate units and charter schools shall 2 apply for funding in a form and manner prescribed by the 3 department.

Section 9. The definitions of "area vocational-technical
school," "market value/personal income aid ratio" and "public
school entity" in section 602-B of the act are amended to read:
Section 602-B. Definitions.

8 The following words and phrases when used in this article 9 shall have the meanings given to them in this section unless the 10 context clearly indicates otherwise:

11 * * *

12 "Area [vocational-technical] <u>career and technical</u> school."
13 As defined in section 1841.

14 * * *

15 "Market value/personal income aid ratio." A school 16 district's combined market value and personal income wealth per 17 pupil relative to the State average.

18 (1) For an area [vocational-technical] <u>career and</u>
19 <u>technical</u> school, this amount shall be calculated based on
20 the sum of market value and personal income wealth data for
21 each of the area [vocational-technical] <u>career and technical</u>
22 school's component school districts.

(2) For a charter school or regional charter school,
this amount shall be calculated based on the sum of market
value and personal income wealth data for each school
district that granted a charter to the charter school or
regional charter school under section 1717-A or 1718-A.

(3) For a cyber charter school, this amount shall be
calculated based on the sum of market value and personal
income wealth data for the school district in which the cyber

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1 charter school's administrative offices are located.

2 * * *

3 "Public school entity." Any of the following:

4 (1) An area [vocational-technical] <u>career and technical</u> 5 school.

6

7

(2) A school district.

(3) A charter school entity.

8 * * *

9 Section 10. Sections 701.1 second paragraph, 772.1(c), 10 772.2(e), 776.1, 909-A, 914-A(16), 1089(f), 1101(1), 1113(d)(1), 11 1123(e), (i), (n) and (o)(2) and (8), 1141, 1142(a) and (b), 12 1142.1(d), 1144.1, 1145, 1146(4), 1164(a), 1166(a), 1176(a) and 13 1195(h) of the act are amended to read:

Section 701.1. Referendum or Public Hearing Required Prior to Construction or Lease.--* * *

16 The applicable aggregate building expenditure standard shall be a total amount calculated for each building or substantial 17 18 addition by multiplying the rated pupil capacity under the 19 approved room schedule by the following: two thousand eight 20 hundred dollars (\$2,800) for each pupil of rated elementary capacity; four thousand two hundred dollars (\$4,200) for each 21 pupil of rated secondary capacity in grades seven, eight and 22 23 nine and five thousand two hundred dollars (\$5,200) for each 24 pupil of rated secondary capacity in grades ten, eleven and 25 twelve and five thousand two hundred dollars (\$5,200) for each pupil of rated [vocational-technical] career and technical 26 capacity in grades ten, eleven and twelve to not include the 27 28 cost of equipment and fixtures in such [vocational-technical] 29 career and technical schools: Provided, however, That each of 30 the preceding per pupil amounts shall be adjusted by the

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Department of Education on July 1, 1974; and annually thereafter 1 2 through July 1, 2003, by multiplying said amounts by the ratio 3 of the composite construction cost index compiled and published by the United States Department of Commerce for the preceding 4 calendar year to such index for the next preceding calendar 5 year; and Further Provided, however, That each of the preceding 6 per pupil amounts shall be adjusted by the Department of 7 8 Education on July 1, 2004; and annually thereafter by multiplying said amounts by the ratio of the Building Cost Index 9 10 published by the McGraw-Hill Companies for the preceding 11 calendar year to such index for the next preceding calendar 12 year. Rated elementary pupil capacity or rated secondary pupil 13 capacity for any school building shall be the rated pupil 14 capacity determined on the basis of the method used by the 15 Department for school building reimbursement purposes during the 16 school year 1971-1972.

17 * * *

Section 772.1. Integrated Pest Management Programs.--* * *
(c) The following words and phrases when used in this
section shall have the meanings given to them in this subsection
unless the context clearly indicates otherwise:

22 "Department." The Department of Agriculture of the23 Commonwealth.

Integrated pest management plan." A plan which establishes a sustainable approach to managing pests by combining biological, cultural, physical and chemical tools in a way which minimizes economic, health and environmental risks.

28 "Pest." An insect, rodent, nematode, fungus, weed or other 29 form of terrestrial or aquatic plant or animal life or virus, 30 bacteria or other microorganism, except viruses, bacteria or

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other microorganisms on or in living man or other living animals, declared to be a pest under section 25(c)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat. 163, 7 U.S.C. § 136w).

5 "Pesticide." A substance or mixture of substances intended 6 for preventing, destroying, repelling or mitigating a pest and a 7 substance or mixture of substances intended for use as a plant 8 regulator, defoliant or desiccant.

9 "School." A school district, an intermediate unit, an area
10 [vocational-technical] <u>career and technical</u> school or any of
11 these entities acting jointly.

Section 772.2. Notification of Pesticide Treatments at Schools.--* * *

(e) The following words and phrases when used in this
section shall have the meanings given to them in this subsection
unless the context clearly indicates otherwise:

17 "Applicator." A certified applicator, commercial applicator18 or public applicator.

"Certified applicator." An individual who is certified under section 16.1, 17 or 17.1 of the act of March 1, 1974 (P.L.90, No.24), known as the "Pennsylvania Pesticide Control Act of 1973," as competent to use or supervise the use or application of any pesticide.

"Commercial applicator." A certified applicator, whether or not he is a private applicator with respect to some uses, who uses or supervises the use of any pesticide on the property or premises of another or on easements granted under State law, or any applicator who uses or supervises the use of any restricteduse pesticide on property owned or rented by him or his employer, when not for purposes of producing an agricultural

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1 product. The secretary may by regulation deem certain types of 2 applicators using any pesticide on their own property or that of 3 their employer as commercial applicators.

4 "Department." The Department of Agriculture of the5 Commonwealth.

"Insect." Any of the numerous small invertebrate animals 6 7 generally having a more or less obviously segmented body, for 8 the most part belonging to the class Insecta, comprising sixlegged, usually winged forms, as, for example, beetles, bugs, 9 10 bees and flies, and to other allied classes of arthropods whose members are wingless and usually have more than six (6) legs, 11 as, for example, spiders, mites, ticks, centipedes and wood 12 13 lice.

14 "Nematode." An invertebrate animal of the phylum
15 Nemathelminthes and class Nematoda, that is, unsegmented round
16 worms with elongated, fusiform or saclike bodies covered with
17 cuticle and inhabiting soil, water, plants or plant parts. The
18 term includes nemas and eelworms.

19 "Person." An individual, partnership, association, 20 corporation or any organized group of persons, whether 21 incorporated or not.

Pest." An insect, rodent, nematode, fungus, weed or other form of terrestrial or aquatic plant or animal life or virus, bacteria or other microorganism, except viruses, bacteria or other microorganisms on or in living man or other living animals, declared to be a pest under section 25(c)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat. 163, 7 U.S.C. § 136w).

29 "Pest control information sheet." A document which contains30 the date of treatment, the name, address and telephone number of

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the applicator, the pesticide utilized and any other information
 that is required by the Secretary of Agriculture.

3 "Pesticide." A substance or mixture of substances intended 4 for preventing, destroying, repelling or mitigating a pest and a 5 substance or mixture of substances intended for use as a plant 6 regulator, defoliant or desiccant.

7 "Pesticide application technician." An individual employed 8 by a commercial applicator or governmental agency who, having 9 met the competency requirements as set forth in the act of March 10 1, 1974 (P.L.90, No.24), known as the "Pennsylvania Pesticide 11 Control Act of 1973," is registered by the Secretary of 12 Agriculture to apply pesticides under the direct supervision of 13 a certified applicator.

14 "Public applicator." A certified applicator who applies 15 pesticides as an employe of the Commonwealth or its 16 instrumentalities or a local agency.

17 "School." A school district, an intermediate unit or an area 18 [vocational-technical] <u>career and technical</u> school or any of 19 these entities acting jointly.

20 Section 776.1. Child Day-Care Centers in School Buildings.--For purposes of the issuance or renewal of any license, or for 21 inspections, under section 1007 of the act of June 13, 1967 22 23 (P.L.31, No.21), known as the ["Public Welfare Code,"] <u>"Human</u> 24 Services Code, " child day-care centers operated for school-age 25 children in public and private school buildings, buildings 26 utilized by intermediate units or area [vocational-technical] career and technical school buildings which meet the physical 27 28 site requirements provided for by the department shall be deemed 29 to comply with any Department of [Public Welfare] Human Services 30 child day-care service requirements or regulation concerning

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1 physical site requirements.

2 Section 909-A. [Vocational-Technical] Career and Technical 3 Education. -- All powers and duties of county boards of school directors with respect to vocational-technical education are 4 hereby transferred to intermediate unit boards of directors, 5 effective July 1, 1971; and all Commonwealth payments 6 7 theretofore paid to county boards of school directors on account 8 of vocational-technical education shall thereafter be paid to intermediate unit boards of directors for career and technical 9 10 education.

Section 914-A. Powers and Duties of the Intermediate Unit Board of Directors.--An intermediate unit board of directors shall have the power and its duty shall be:

14 * * *

15 (16) To prepare and submit to the State Board [for 16 Vocational] of Career and Technical Education proposals for arranging school districts of the intermediate unit into area 17 18 [vocational-technical] <u>career and technical</u> attendance areas or 19 any revisions thereof. A school district in an adjacent 20 intermediate unit may be included in such proposed attendance area with the concurring approval of the board of school 21 22 directors of the school district and the intermediate unit to 23 which it belongs.

24 * * *

25 Section 1089. Business Administrator.--* * *

(f) For purposes of this section, the term "school entity" shall mean a school district, intermediate unit or an area [vocational-technical] <u>career and technical</u> school. The term governing board" shall mean the board of directors or joint board of such entity.

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1 Section 1101. Definitions.--As used in this article,

2 The term "professional employe" shall include those who (1)3 are certificated as teachers, supervisors, supervising principals, principals, assistant principals, vice-principals, 4 directors of [vocational] career and technical education, dental 5 hygienists, visiting teachers, home and school visitors, school 6 7 counselors, child nutrition program specialists, school 8 librarians, school secretaries the selection of whom is on the basis of merit as determined by eligibility lists and school 9 10 nurses.

11 * * *

Section 1113. Transferred Programs and Classes.--* * * (d) (1) As used in this section, the term "school entity" or "school entities" shall mean an intermediate unit and its participating school districts or an area [vocational-technical] <u>career and technical</u> school and its sending school districts.

17 * * *

18 Section 1123. Rating System.--* * *

19 Notwithstanding subsections (b), (c) and (d), (e) 20 professional employes and temporary professional employes 21 serving as classroom teachers, principals and nonteaching professional employes may be evaluated through the use of a 22 23 rating tool developed by an individual school district, 24 intermediate unit or area [vocational-technical] career and 25 technical school that the department has approved as meeting or 26 exceeding the measures of effectiveness established under this 27 section.

28 * * *

29 (i) All school districts, intermediate units and area
30 [vocational-technical] <u>career and technical</u> schools shall

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1 provide to the department the aggregate results of all 2 professional employe and temporary professional employe, 3 principal and nonteaching professional employe evaluations. 4 * * *

5 (n) The requirements of this section shall apply to all 6 school districts, intermediate units and area [vocational-7 technical] career and technical schools.

8 (o) For purposes of this section: 9 * * *

10 (2) The term "chief school administrator" shall include 11 individuals who are employed as a school district 12 superintendent, an executive director of an intermediate unit or 13 a chief school administrator of an area [vocational-technical] 14 career and technical school.

15 * * *

16 (8) The term "principal" shall include a building principal, 17 an assistant principal, a vice principal or a director of 18 [vocational] <u>career and technical</u> education.

19 * * *

20 Section 1141. Definitions.--For the purposes of this 21 subdivision.--

22 "Teacher" shall include all professional employes and (1)23 temporary professional employes, who devote fifty per centum 24 (50%) of their time, or more, to teaching or other direct educational activities, such as classroom teachers, 25 26 demonstration teachers, museum teachers, counsellors, librarians, school nurses, dental hygienists, home and school 27 28 visitors, and other similar professional employes and temporary 29 professional employes, certificated in accordance with the 30 qualifications established by the State Board of Education.

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1 (2) "Service increments" shall mean increases in annual 2 salary granted to all professional employes by reason of their 3 years of service in the school district or [vocational] <u>career</u> 4 and technical school district.

(3) "Standard certificate" shall mean any one of the
following certificates: permanent State certificate, State
Normal School certificate, State Normal School diploma,
temporary standard certificate, permanent standard certificate,
State standard limited certificate, temporary extension standard
certificate, permanent extension standard certificate.

(4) "College certificate" shall mean a college provisional certificate, a college permanent certificate, or its equivalent. (5) "Master's Degree" shall mean a degree secured at a college or university approved by the Department of [Public Instruction] Education.

The State Board of Education shall establish equivalents for both college certificates and master's degrees. In determining the equivalents, in the case of teachers of applied arts and [vocational] career and technical subjects, the State Board of Education shall give due consideration to practical experience in the field taught.

22 Section 1142. Minimum Salaries and Increments.--(a) Except 23 as hereinafter otherwise provided, all school districts and 24 [vocational] career and technical school districts shall pay all 25 regular and temporary teachers, supervisors, directors and 26 coordinators of [vocational] career and technical education, psychologists, teachers of classes for exceptional children, 27 supervising principals, [vocational] career and technical_ 28 29 teachers, and principals in the public schools of the district 30 the minimum salaries and increments for the school year 1968-

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1969 and each school year thereafter, as provided in the 1 2 following tabulation in accordance with the column in which the 3 professional employe is grouped and the step which the professional employe has attained by years of experience within 4 the school district each step after step 1 constituting one year 5 of service. When a school district, by agreement, places a 6 7 professional employe on a step in the salary scale, each step 8 thereafter shall constitute one year of service. When a district adopts a salary scale in excess of the mandated scale, it shall 9 not be deemed to have altered or increased the step which the 10 employe has gained through years of service. 11

12 (b) Professional employes shall be grouped in the following 13 columns:

14 Class A. Teachers holding a standard certificate valid for 15 the subject or grades in which the teacher is giving 16 instruction.

17 Class B. Teachers holding a college certificate valid for the 18 subjects or grades in which the teacher is giving instruction. 19 Class C. Teachers of classes approved by the Department of 20 [Public Instruction] Education for exceptional children holding 21 a standard certificate valid for the subjects or grades in which 22 the teacher is giving instruction.

23 Class D. Teachers of classes approved by the Department of 24 [Public Instruction] <u>Education</u> for exceptional children holding 25 a college certificate valid for the subjects or grades in which 26 the teacher is giving instruction.

Class E. Supervisors, directors and coordinators of [vocational] <u>career and technical</u> education, who devote one-half or more of their time to supervision of instruction, and psychologists, holding a standard or college certificate.

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1 Class F. Principals, who devote one-half or more of their 2 time to supervision and administration and having less than 3 twenty (20) teachers under their supervision, who hold a 4 standard certificate, or college certificate.

5 Class G. Such principals, having twenty (20) or more 6 teachers under their supervision, but less than forty (40), and 7 who hold a standard certificate, or college certificate.

8 Class H. Such principals, having forty (40) or more teachers 9 under there supervision, but less than sixty (60), and who hold 10 a standard certificate, or college certificate.

11 Class I. Such principals, having sixty (60) or more but less 12 than eighty (80) teachers under their supervision, and who hold 13 a standard certificate, or college certificate.

14 Class J. Such principals, having eighty (80) or more 15 teachers under their supervision, and who hold a standard 16 certificate, or college certificate.

17 Class K. Supervising principals, having less than forty (40) 18 teachers under their supervision, and who hold a standard 19 certificate, or college certificate.

20 Class L. Supervising principals, having forty (40) or more 21 teachers under their supervision, but less than sixty (60), who 22 hold a standard certificate, or college certificate.

Class M. Supervising principals, having sixty (60) or more but less than eighty (80) teachers under their supervision, and who hold a standard certificate, or college certificate.

Class N. Supervising principals, having eighty (80) or more but less than one hundred (100) teachers under their supervision, and who hold a standard certificate, or college certificate.

30 Class O. Supervising principals, having one hundred (100) or 20190SB0089PN1044 - 31 - more teachers under their supervision, and who hold a standard
 certificate or college certificate.

3 Class P. [Vocational] <u>Career and technical</u> teachers, holding 4 a standard or college certificate valid for the subjects or 5 grades in which the teacher is giving instruction, and who is 6 employed for the entire calendar year because of seasonal 7 activities.

8 * * *

9 Section 1142.1. Minimum Salaries for Teachers.--* * *

10 (d) For purposes of this section, the following terms shall11 have the following meanings:

12 "Board of school directors" shall mean board of school 13 directors, intermediate unit board of directors and area 14 [vocational-technical] <u>career and technical</u> board.

15 "School district" shall mean school district, intermediate 16 unit and area [vocational-technical] <u>career and technical</u> 17 school.

18 "Teacher" shall mean classroom teachers and all others 19 included within the definition of "teacher" in section 1141, 20 including speech correctionists and instructional department 21 chairmen employed by a school district.

22 Section 1144.1. Teachers of Applied Arts and [Vocational] 23 <u>Career and Technical</u> Subjects.--Teachers of applied arts and 24 [vocational] <u>career and technical</u> subjects who hold a standard 25 certificate shall be entitled to the same minimum salary and 26 increments as teachers who hold a college certificate.

Teachers of applied arts and [vocational] <u>career and</u> <u>technical</u> subjects who hold a standard certificate and have earned an additional thirty (30) semester hours of credit in professional education in the teaching field in which said

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1 teacher is engaged or related thereto shall be entitled to the 2 same minimum salary and increments as teachers holding a 3 Master's Degree.

Section 1145. Minimum Salaries for Teachers With Emergency 4 Certificates.--In all school districts [and vocational school 5 6 districts], the minimum annual salary of teachers, who hold only 7 emergency certificates for any grade or subject which they 8 teach, shall be one thousand six hundred dollars (\$1600). 9 Section 1146. Part-time Teachers, etc.--The minimum salary of all part-time teachers, supervisors and principals shall be 10 11 as follows:

12 * * *

(4) [Vocational] <u>Career and Technical</u> Extension Education.
(a) Teachers and supervisors in approved programs of
[vocational] <u>career and technical</u> adult extension education,
four dollars (\$4.00) per hour.

17 (b) All part-time teachers and supervisors in approved 18 [vocational] <u>career and technical</u> extension education shall be 19 limited to a maximum of ten (10) hours per week at the rate of 20 four dollars (\$4.00) per hour. When hours in excess of ten (10) hours per week are assigned the hourly rate shall be adjusted by 21 the district to conform with the established schedule but shall 22 23 be not less than one dollar and seventy-five cents (\$1.75) per 24 hour.

25 * * *

26 Section 1164. Compensation Plans for School

27 Administrators.--(a) As used in this section, the following 28 words will have the following meanings:

29 "Administrative compensation" shall mean administrator30 salaries and fringe benefits and shall include any board

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decision that directly affects administrator compensation such 1 2 as administrative evaluation and early retirement programs. 3 "School administrator" shall mean any employe of the school entity below the rank of district superintendent, executive 4 director, director of [vocational-technical] career and 5 technical school, assistant district superintendent or assistant 6 executive director, but including the rank of first level 7 8 supervisor, who by virtue of assigned duties is not in a 9 bargaining unit of public employes as created under the act of 10 July 23, 1970 (P.L.563, No.195), known as the "Public Employe Relations Act." However, this definition shall not apply to 11 anyone who has the duties and responsibilities of the position 12 13 of business manager or personnel director, but not to include 14 principals.

"School employer" shall mean a board of school directors, the area [vocational-technical] <u>career and technical</u> school board of directors or the intermediate unit board of school directors as defined in this act.

19 * * *

20 Section 1166. Persons Entitled.--(a) Any person employed in the public school system of this Commonwealth who has completed 21 ten (10) years of satisfactory service as a professional employe 22 23 or member of the supervisory, instructional or administrative 24 staff, or as a commissioned officer, of any board of school 25 directors, county board of school directors, or any other part of the public school system of the Commonwealth, shall be 26 entitled to a leave of absence for professional development or a 27 28 sabbatical leave for restoration of health or, at the discretion 29 of the board of school directors, for other purposes. At least 30 five consecutive years of such service shall have been in the

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school district from which leave of absence for professional 1 2 development or sabbatical leave for restoration of health is 3 sought, unless the board of school directors shall in its discretion allow a shorter time: Provided, however, That in the 4 case of professional employes of area [vocational-technical] 5 6 career and technical schools or technical institutes prior 7 service in the participating school districts shall be credited 8 toward such service requirement. A leave of absence for professional development or sabbatical leave for restoration of 9 10 health shall be for a half or full school term or for two half 11 school terms during a period of two years, at the option of such 12 person: Provided, however, if a sabbatical leave is requested because of the illness of an employe, a leave shall be granted 13 14 for a period equivalent to a half or full school term or 15 equivalent to two half school terms during a period of two 16 years: Provided further, That if a sabbatical leave for 17 restoration of health or a leave of absence for professional 18 development for one half school term or its equivalent has been 19 granted and the employe is unable to return to school service 20 because of illness or physical disability, the employe, upon written request prior to the expiration of the original leave, 21 22 shall be entitled to a further leave for one half school term or 23 its equivalent: Provided further, That if a leave for a full 24 school term or its equivalent has been granted and the employe 25 is unable to return to school service because of illness or 26 physical disability, the board of school directors may extend 27 such leave for such periods as it may determine but not to 28 exceed one full school term or its equivalent. Thereafter, one 29 leave of absence for professional development or a sabbatical leave for restoration of health shall be allowed after each 30

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1 seven years of service.

2 * * *

3 Section 1176. Leave of Absence.--

Any employe of any school district, who shall have been 4 (a) regularly employed by any school district or [vocational school 5 district] career and technical school for any period, and who 6 shall volunteer for military service in the armed forces of the 7 8 United States of America in time of war or during a state of national emergency or who shall be inducted for military service 9 10 in the Armed Forces of the United States of America at any time, shall, within thirty (30) days after the receipt of notice to 11 report for duty, send a copy of such notice to the secretary of 12 the school board by which he is employed. 13

14 * * *

Section 1195. Distinguished Educators Program.--* * *
(h) Any school district, intermediate unit or area
[vocational-technical] <u>career and technical</u> school may grant
leave to a Distinguished Educator to serve under and in
accordance with the provisions of this article.

20 * * *

21 Section 11. The definition of "school entity" in section 22 1101-A of the act is amended to read:

23 Section 1101-A. Definitions.--When used in this article, the 24 following words and phrases shall have the following meanings: 25 * * *

26 "School entity" shall mean a public school district, 27 intermediate unit or area [vocational-technical] <u>career and</u> 28 <u>technical</u> school.

29 * * *

30 Section 12. The definition of "public school" in section 20190SB0089PN1044 - 36 - 1 1101-B of the act is amended to read:

2 Section 1101-B. Definitions.

3 The following words and phrases when used in this article 4 shall have the meanings given to them in this section unless the 5 context clearly indicates otherwise:

6 * * *

7 "Public school." A school operated by a school district, 8 intermediate unit, charter school, cyber charter school or an 9 area [vocational-technical] <u>career and technical</u> school.

Section 13. Sections 1105-B(c)(1)(i), 1201.1(a) introductory paragraph, (2), (5) and (7) and 1204.1(a) of the act are amended to read:

13 Section 1105-B. Repayment.

14 * * *

15 (c) Waiver of repayment.--Upon the application of the 16 eligible teacher, the department:

(1) Shall waive the repayment requirement if the
department finds that the teacher was unable to complete the
process or meet the requirements of section 1104-B(b) due to:
(i) administrative action on the part of the school
district or area [vocational-technical] career and
technical school for other than causes enumerated in

23 section 1122;

* * *

24

25 Section 1201.1. Substitute Teaching Permit for Prospective 26 Teachers.--(a) An individual who does not hold a certificate 27 under section 1201 shall be eligible to teach as a substitute in 28 a school district, an area [vocational-technical] <u>career and</u> 29 <u>technical</u> school or an intermediate unit provided that: 30 * * *

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1 (2) The chief school administrator of a school district, an 2 area [vocational-technical] career and technical school or an 3 intermediate unit may issue a Substitute Teaching Permit for 4 Prospective Teachers to an uncertified individual meeting the 5 requirements of clause (1) who provides verification of the 6 individual's enrollment status under paragraph (1)(i) and 7 completed hours under paragraph (1)(ii).

8 * * *

9 (5) The individual shall receive a salary fixed by the 10 governing body of the school district, area [vocational-11 technical] career and technical school or intermediate unit. 12 * * *

13 (7) The Department of Education shall provide an annual report on the use of the permits under this section to the 14 15 chairperson and minority chairperson of the Education Committee 16 of the Senate and the chairperson and minority chairperson of 17 the Education Committee of the House of Representatives. To 18 complete the report, the department shall annually survey school 19 districts, [vocational-technical] <u>career and technical</u> schools 20 and intermediate units.

21 * * *

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Section 1204.1. Standard Employment Application.--(a) 22 The 23 Secretary of Education, in consultation with organizations 24 representing school administrators, including personnel 25 administrators, teachers and school boards, shall develop a 26 standard employment application form for use by individuals eligible for or in possession of instructional, [vocational] 27 28 <u>career and technical</u> instructional, intern or [vocational] 29 career and technical intern teaching certificates in making application for employment with school districts within this 30

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1 Commonwealth.

2 * * *

3 Section 14. Section 1204.2 of the act, amended June 22, 2018
4 (P.L.241, No.39), is amended to read:

5 Section 1204.2. [Vocational] <u>Career and Technical</u> 6 Instructional Certificate.--(a) The Secretary of Education may 7 grant a certificate under this section to every person who 8 presents to the Department of Education satisfactory evidence of 9 good moral character and who has completed such work in 10 [vocational] <u>career and technical</u> education as may be required 11 by the standards of the State Board of Education.

(b) In addition to other requirements promulgated by the State Board of Education, the State Board of Education shall require an applicant to present evidence of at least four (4) years of wage-earning experience in the occupation to be taught in order for the Secretary of Education to grant the applicant a [Vocational] Career and Technical Intern Certificate under 22 Pa. Code § 49.151 (relating to eligibility and criteria).

19 (c) Notwithstanding any other requirement promulgated by the State Board of Education, the State Board of Education shall not 20 require an applicant to have completed more than eighteen (18) 21 credit hours in an approved program of [vocational] career and 22 23 technical teacher education in order for the Secretary of 24 Education to grant the applicant a [Vocational] Career and 25 Technical Instructional I Certificate under 22 Pa. Code § 49.142 26 (relating to Vocational Instructional I), which certificate shall entitle the individual to teach for eight (8) annual 27 28 school terms.

29 (d) Notwithstanding any other requirement promulgated by the30 State Board of Education, the State Board of Education shall not

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require an applicant to have completed more than sixty (60) 1 2 total credit hours in an approved program of [vocational] career 3 and technical teacher education in order for the Secretary of Education to grant the applicant a [Vocational] Career and 4 Technical Instructional II Certificate under 22 Pa. Code § 5 49.143 (relating to Vocational Instructional II). Credit hours 6 7 in an approved program of [vocational] career and technical_ 8 teacher education completed by the applicant toward the fulfillment of the requirements for a [Vocational] Career and 9 10 Technical Instructional I Certificate shall be counted toward the total credit hours required for a [Vocational] Career and 11 12 Technical Instructional II Certificate.

13 (e) The Department of Education shall form a professional advisory committee for the purposes of reviewing [vocational] 14 15 career and technical instructional certification program 16 quidelines every five (5) years to ensure that the requirements for program design and delivery pertain to the professional 17 18 responsibilities of a [vocational] career and technical_ 19 educator. The professional advisory committee shall, at a 20 minimum, include representatives whose primary responsibility is teaching occupational skills in State-approved [vocational] 21 22 career and technical education programs.

Section 15. Sections 1205.1(f) (2), 1205.2(n.1)(2) and (0), 1205.4(d), 1205.5(g) and (h)(2), 1205.6(b), 1207.1(d)(1) introductory paragraph, 1217(a)(2)(i) and (c) and 1317.2(a), (b), (c), (e) and (f) introductory paragraph of the act are amended to read:

28 Section 1205.1. Continuing Professional Development.--* * *
29 (f) * * *

30 (2) Notwithstanding this subsection, the provisions of 20190SB0089PN1044 - 40 -

1 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that 2 candidates for appointment as a district superintendent or 3 assistant district superintendent and candidates for 4 administrative and [vocational] career and technical director 5 certificates complete a leadership development program that 6 meets the Pennsylvania school leadership standards under section 7 1217 shall not be suspended.

8 Section 1205.2. Program of Continuing Professional 9 Education.--* * *

10 (n.1) * * *

11 (2) Notwithstanding this subsection, the provisions of 12 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that 13 candidates for appointment as a district superintendent or 14 assistant district superintendent and candidates for administrative and [vocational] career and technical director 15 16 certificates complete a leadership development program that meets the Pennsylvania school leadership standards under section 17 18 1217 shall not be suspended.

19 * * *

20 (o) Definitions.--As used in this section, the following 21 words and phrases shall have the meanings given to them in this 22 subsection:

23 "Approved provider" is an institution of higher education, 24 school entity, individual, corporation, partnership, limited 25 liability company or association approved by the department to 26 provide continuing professional education credits or hours under 27 this section. Provided, a school entity may approve a provider 28 of continuing professional education credits or hours in 29 accordance with department guidelines.

30 "Area of a professional educator's assignment or

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1 certification" shall mean any component of the education
2 profession as it relates to the current job title or description
3 of the professional educator or to any area of certification
4 listed on the professional employe's Pennsylvania certification
5 or to the type of certificate or endorsement held by the
6 professional educator.

7 "Collegiate studies" shall mean a formal program or course of 8 study at an institution of higher education leading to the award 9 of academic credit.

10 "Compliance period" shall mean the period of time in which a 11 professional educator must satisfactorily complete continuing 12 professional education as required under subsection (a) and 13 which concludes every five years beginning:

14 (1) July 1, 2000, for those professional educators who were15 issued a State certificate prior to July 1, 2000; or

16 (2) on the date on which the professional educator is issued 17 a State certificate for those professional educators who were 18 certified after July 1, 2000.

19 "Continuing professional education courses" shall mean 20 courses for credit, other than collegiate studies, conducted by 21 providers approved by the department.

22 "Professional educator" shall mean an individual who holds a 23 Pennsylvania teacher, educational specialist or administrative 24 certification or letter of eligibility.

"School entity" shall mean a school district, an intermediate unit, a joint school district, an area [vocational-technical] <u>career and technical</u> school, a charter school[, the Scotland School for Veterans' Children] and the Scranton School for the Deaf or any of these acting jointly.

30 Section 1205.4. CPR Instruction.--* * *

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(d) For purposes of this section, a school entity shall be
 defined as a local school district, intermediate unit or area
 [vocational-technical] <u>career and technical</u> school.

4 Section 1205.5. Continuing Professional Education for School
5 or System Leaders.--* * *

(g) For the purpose of this section, the term "school or
system leader" shall mean an individual who serves on a
certificate as a principal, vice principal, assistant principal,
superintendent, assistant superintendent, intermediate unit
executive director, assistant intermediate unit executive
director or director of an area [vocational-technical] career_
and technical school.

13 (h) * * *

14 (2) Notwithstanding this subsection, the provisions of 15 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that 16 candidates for appointment as a district superintendent or 17 assistant district superintendent and candidates for 18 administrative and [vocational] <u>career and technical</u> director 19 certificates complete a leadership development program that 20 meets the Pennsylvania school leadership standards under section 21 1217 shall not be suspended.

22 Section 1205.6. Child Abuse Recognition and Reporting 23 Training.--* * *

(b) Definitions.--As used in this section, the following
words and phrases shall have the meanings given to them in this
subsection unless the context clearly indicates otherwise:

27 "Abuse." Conduct that falls under the purview and reporting 28 requirements of 23 Pa.C.S. Ch. 63 (relating to child protective 29 services) and is directed toward or against a child or student, 30 regardless of the age of the child or student.

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"Direct contact with children." The possibility of care,
 supervision, guidance or control of children or routine
 interaction with children.

"School entity." A public school, charter school, cyber 4 charter school, private school, nonpublic school, intermediate 5 unit or area [vocational-technical] career and technical school. 6 7 "Sexual misconduct." Any act, including, but not limited to, 8 any verbal, nonverbal, written or electronic communication or physical activity, directed toward or with a child or student 9 that is designed to establish a romantic or sexual relationship 10 with the child or student. Such acts include, but are not 11 12 limited to:

13 (1) Sexual or romantic invitation.

14 (2) Dating or soliciting dates.

15 (3) Engaging in sexualized or romantic dialog.

16 (4) Making sexually suggestive comments.

17 (5) Self-disclosure or physical exposure of a sexual,18 romantic or erotic nature.

19 (6) Any sexual, indecent, romantic or erotic contact with20 the child or student.

21 Section 1207.1. Postbaccalaureate Certification.--* * * 22 (d) (1) Notwithstanding any other provision of law, no 23 person shall be granted an administrative certificate or a 24 [vocational] career and technical director certificate by the 25 Department of Education unless:

26 * * *

27 Section 1217. Pennsylvania School Leadership Standards.--(a) 28 Programs provided under section 1205.5(c) and (d) to prepare 29 school or system leaders and for purposes of issuing 30 administrator certificates or letters of eligibility and

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approved programs for the induction and continuing professional
 education of school or system leaders shall address:

3 * * *

4 (2) The following corollary standards:

5 (i) Creating a culture of teaching and learning with an 6 emphasis on learning, including teaching and learning in 7 manufacturing and [vocational] <u>career and technical</u> fields. 8 * * *

9 (c) For the purpose of this section, the term "school or 10 system leader" shall mean an individual who serves on a 11 certificate as a principal, vice principal, assistant principal, 12 superintendent, assistant superintendent, intermediate unit 13 executive director, assistant intermediate unit executive 14 director or director of an area [vocational-technical] <u>career</u> 15 <u>and technical</u> school.

16 Section 1317.2. Possession of Weapons Prohibited.--(a) Except as otherwise provided in this section, a school district 17 or area [vocational-technical] <u>career and technical</u> school shall 18 19 expel, for a period of not less than one year, any student who 20 is determined to have brought onto or is in possession of a weapon on any school property, any school-sponsored activity or 21 any public conveyance providing transportation to a school or 22 23 school-sponsored activity.

(b) Every school district and area [vocational-technical]
<u>career and technical</u> school shall develop a written policy
regarding expulsions for possession of a weapon as required
under this section. Expulsions shall be conducted pursuant to
all applicable regulations.

29 (c) The superintendent of a school district or an
30 administrative director of an area [vocational-technical] <u>career</u>

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and technical school may recommend modifications of such expulsion requirements for a student on a case-by-case basis. The superintendent or other chief administrative officer of a school entity shall, in the case of an exceptional student, take all steps necessary to comply with the Individuals with Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400 et seq.).

8 * * *

9 (e) Nothing in this section shall be construed as limiting 10 the authority or duty of a school or area [vocational-technical] 11 <u>career and technical</u> school to make an alternative assignment or 12 provide alternative educational services during the period of 13 expulsion.

14 * * *

(f) All school districts and area [vocational-technical]
Career and technical schools shall report all incidents
involving possession of a weapon prohibited by this section as
follows:

19 * * *

20 Section 16. The definition of "educational entity" in 21 section 1326 of the act, amended June 22, 2018 (P.L.241, No.39), 22 is amended to read:

23 Section 1326. Definitions.--When used in this article, the 24 following words and phrases shall have the following meanings: 25 * * *

26 "Educational entity" shall mean a public school district, 27 charter school, regional charter school, cyber charter school or 28 area [vocational-technical] <u>career and technical</u> school. 29 * * *

30 Section 17. Sections 1327(a), 1361(1) and 1381 of the act 20190SB0089PN1044 - 46 - 1 are amended to read:

2 Section 1327. Compulsory School Attendance.--(a) Except as 3 hereinafter provided, every child of compulsory school age having a legal residence in this Commonwealth, as provided in 4 this article, and every migratory child of compulsory school 5 age, is required to attend a day school in which the subjects 6 and activities prescribed by the standards of the State Board of 7 8 Education are taught in the English language. In lieu of such school attendance, any child fifteen years of age with the 9 10 approval of the district superintendent and the approval of the 11 Secretary of Education, and any child sixteen years of age with the approval of the district superintendent of schools, may 12 13 enroll as a day student in a private trade school or in a 14 private business school licensed by the Department of Education, 15 or in a trade or business school, or department operated by a 16 local school district or districts. Such modified program offered in a public school must meet the standards prescribed by 17 18 the State Board of Education or the State Board [for Vocational] 19 of Career and Technical Education. Except as hereinafter 20 provided, every parent, guardian, or other person having control 21 or charge of any child or children of compulsory school age is required to send such child or children to a day school in which 22 23 the subjects and activities prescribed by the standards of the 24 State Board of Education are taught in the English language. Such parent, guardian, or other person having control or charge 25 26 of any child or children, fifteen or sixteen years of age, in accordance with the provisions of this act, may send such child 27 28 or children to a private trade school or private business school 29 licensed by the Department of Education, or to a trade or 30 business school, or department operated by a local school

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district or districts. Such modified program offered in a public 1 2 school must meet the standards prescribed by the State Board of 3 Education or the State Board [for Vocational] of Career and Technical Education. Such child or children shall attend such 4 school continuously through the entire term, during which the 5 public schools in their respective districts shall be in 6 session, or in cases of children of migrant laborers during the 7 8 time the schools are in session in the districts in which such 9 children are temporarily domiciled. The financial responsibility 10 for the education of such children of migrant laborers shall remain with the school district in which such children of 11 migrant laborers are temporarily domiciled; except in the case 12 13 of special schools or classes conducted by an intermediate unit 14 and approved by the Department of Education or conducted by the 15 Department of Education. The certificate of any principal or 16 teacher of a private school, or of any institution for the 17 education of children, in which the subjects and activities 18 prescribed by the standards of the State Board of Education are 19 taught in the English language, setting forth that the work of 20 said school is in compliance with the provisions of this act, shall be sufficient and satisfactory evidence thereof. Regular 21 daily instruction in the English language, for the time herein 22 23 required, by a properly qualified private tutor, shall be 24 considered as complying with the provisions of this section. For 25 the purposes of this section, "properly qualified private tutor" 26 shall mean a person who is certified by the Commonwealth of Pennsylvania to teach in the public schools of Pennsylvania; who 27 28 is teaching one or more children who are members of a single 29 family; who provides the majority of the instruction to such 30 child or children; and who is receiving a fee or other

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1 consideration for such instructional services. No person who
2 would be disqualified from school employment by the provisions
3 of subsection (e) of section 111 may be a private tutor, as
4 provided for in this section. The private tutor must file a copy
5 of his Pennsylvania certification and the required criminal
6 history record with the student's district of residence
7 superintendent.

8 * * *

9 Section 1361. When Provided.--(1) The board of school 10 directors in any school district may, out of the funds of the 11 district, provide for the free transportation of any resident 12 pupil to and from the kindergarten, elementary school, or 13 secondary school in which he is lawfully enrolled, provided that such school is not operated for profit and is located within the 14 15 district boundaries or outside the district boundaries at a 16 distance not exceeding ten miles by the nearest public highway, 17 except that such ten-mile limit shall not apply to area 18 [vocational technical] <u>career and technical</u> schools which 19 regularly serve eligible district pupils or to special schools 20 and classes approved by the Department of Education, and to and 21 from any points within or without the Commonwealth in order to 22 provide field trips for any purpose connected with the 23 educational pursuits of the pupils. When provision is made by a 24 board of school directors for the transportation of public 25 school pupils to and from such schools or to and from any points 26 within or without the Commonwealth in order to provide field trips as herein provided, the board of school directors shall 27 28 also make identical provision for the free transportation of 29 pupils who regularly attend nonpublic kindergarten, elementary 30 and high schools not operated for profit to and from such

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schools or to and from any points within or without the 1 2 Commonwealth in order to provide field trips as herein provided. 3 Such transportation of pupils attending nonpublic schools shall be provided during regular school hours on such dates and 4 periods that the nonpublic school not operated for profit is in 5 regular session, according to the school calendar officially 6 adopted by the directors of the same in accordance with 7 8 provisions of law. The board of school directors shall provide 9 such transportation whenever so required by any of the 10 provisions of this act or of any other act of Assembly. * * * 11

12 Section 1381. Higher Education for Blind or Deaf Students .--13 The Department of [Public Instruction] Education is authorized 14 to make provision for defraying the necessary expense of any 15 students who are blind or deaf and are regularly enrolled 16 students pursuing any course of study, profession, art, or science in any university, college, conservatory of music, 17 18 normal, professional, or [vocational] <u>career and technical</u> 19 school approved by the Department of [Public Instruction] 20 Education, and who are residents of [the] this Commonwealth. Before any contract is entered into, the Department of [Public 21 Instruction] Education shall make a careful investigation of all 22 23 circumstances surrounding the case. If, after such 24 investigation, it appears that any [blind or deaf] student who 25 is deaf or blind who desires to attend any such school or 26 institution, or who is attending such school or institution, seems to be fitted for special work, the Department of [Public 27 28 Instruction] <u>Education</u> is authorized to expend the necessary 29 amount, out of the general sum appropriated for this purpose, not to exceed five hundred dollars (\$500) per year for each such 30

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1 [blind or deaf] student who is deaf or blind.

Section 18. The definitions of "chief school administrator" and "school entity" in section 1301-A of the act are amended to read:

5 Section 1301-A. Definitions.--As used in this article,

6 "Chief school administrator" shall mean the superintendent of 7 a public school district, superintendent of an area [vocational-8 technical] career and technical school, executive director of an 9 intermediate unit or chief executive officer of a charter 10 school.

11 * * *

12 "School entity" shall mean any public school district, 13 intermediate unit, area [vocational-technical] <u>career and</u> 14 <u>technical</u> school or charter school.

15 * * *

16 SECTION 18.1. THE DEFINITION OF "SCHOOL ENTITY" IN SECTION <-17 1301-B OF THE ACT, ADDED JUNE 22, 2018 (P.L.327, NO.44), IS
18 AMENDED TO READ:</pre>

19 SECTION 1301-B. DEFINITIONS.

20 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE 21 SHALL HAVE THE MEANING GIVEN TO THEM IN THIS SECTION UNLESS THE 22 CONTEXT CLEARLY INDICATES OTHERWISE:

23 * * *

24 "SCHOOL ENTITY." A SCHOOL DISTRICT, INTERMEDIATE UNIT, AREA 25 [VOCATIONAL-TECHNICAL] <u>CAREER AND TECHNICAL</u> SCHOOL, CHARTER 26 SCHOOL OR PRIVATE RESIDENTIAL REHABILITATIVE INSTITUTION. 27 * * *

28 SECTION 18.2. THE DEFINITION OF "SCHOOL ENTITY" IN SECTION 29 1301-C OF THE ACT, ADDED JUNE 22, 2018 (P.L.327, NO.44), IS 30 AMENDED TO READ:

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1 SECTION 1301-C. DEFINITIONS.

2 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
3 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
4 CONTEXT CLEARLY INDICATES OTHERWISE:

5 * * *

"SCHOOL ENTITY." A SCHOOL DISTRICT, INTERMEDIATE UNIT, AREA
[VOCATIONAL-TECHNICAL] <u>CAREER AND TECHNICAL</u> SCHOOL, CHARTER
8 SCHOOL OR PRIVATE RESIDENTIAL REHABILITATIVE INSTITUTION.

9 * * *

10 SECTION 18.3. THE DEFINITION OF "SCHOOL ENTITY" IN SECTION 11 1302-D OF THE ACT, ADDED JUNE 22, 2018 (P.L.327, NO.44), IS 12 AMENDED TO READ:

13 SECTION 1302-D. DEFINITIONS.

14 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE 15 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE 16 CONTEXT CLEARLY INDICATES OTHERWISE:

17 * * *

18 "SCHOOL ENTITY." A SCHOOL DISTRICT, CHARTER SCHOOL, CYBER 19 CHARTER SCHOOL, PRIVATE SCHOOL, NONPUBLIC SCHOOL, INTERMEDIATE 20 UNIT OR AREA [VOCATIONAL-TECHNICAL] <u>CAREER AND TECHNICAL</u> SCHOOL 21 OPERATING WITHIN THIS COMMONWEALTH.

22 Section 19. Sections 1414.1(d), 1414.2(j), 1414.3(e),

23 1414.4(d), 1414.5(d), 1423(l), 1424(c) and 1505(e) of the act 24 are amended to read:

25 Section 1414.1. Possession and Use of Asthma Inhalers and 26 Epinephrine Auto-Injectors.--* * *

27 (d) As used in this section, "school entity" means a school 28 district, intermediate unit, charter school or area [vocational-29 technical] <u>career and technical</u> school.

30 * * *

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1 Section 1414.2. School Access to Emergency Epinephrine.--* * 2 * (i) As used in this section, "school entity" means a school 3 district, intermediate unit, charter school, cyber charter 4 school, regional charter school or area [vocational-technical] 5 career and technical school. 6 7 Section 1414.3. Education of School Employes in Diabetes 8 Care and Management. --* * * (e) For purposes of this section, "school entity" means a 9 10 school district, intermediate unit, area [vocational-technical] career and technical school, charter school or cyber charter 11 12 school. Section 1414.4. Diabetes Care in Schools.--* * * 13 14 (d) For purposes of this section: "School bus" means a school bus as defined in 75 Pa.C.S. § 15 102 (relating to definitions). 16 17 "School entity" means a school district, intermediate unit, 18 area [vocational-technical] career and technical school, charter 19 school or cyber charter school. 20 "School vehicle" means a school vehicle as defined in 75 Pa.C.S. § 102. 21 Section 1414.5. Possession and Use of Diabetes Medication 22 23 and Monitoring Equipment. --* * * 24 (d) For purposes of this section, the following terms shall 25 have the following meanings: 26 "School entity" means a school district, intermediate unit, area [vocational-technical] career and technical school, charter 27 28 school or cyber charter school. 29 "Diabetes medication" means glucagon and insulin. Section 1423. Automatic External Defibrillators. --* * * 30

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(1) As used in this section--

2 "Automatic external defibrillator" means a portable device 3 that uses electric shock to restore a stable heart rhythm to an 4 individual in cardiac arrest.

5 "Department" means the Department of Education of the6 Commonwealth.

7 "Nonpublic school" means a nonprofit school, other than a 8 public school within this Commonwealth, wherein a resident of 9 this Commonwealth may legally fulfill the compulsory school 10 attendance requirements of this act and which meets the 11 applicable requirements of Title VI of the Civil Rights Act of 12 1964 (Public Law 88-352, 78 Stat. 241).

13 "School building" means a building owned by or under the 14 control of a school entity or nonpublic school where classes are 15 taught or extracurricular activities are conducted on a regular 16 basis.

17 "School entity" means an area [vocational-technical] <u>career</u>
18 <u>and technical</u> school, a charter school, a cyber charter school,
19 an intermediate unit or a school district.

20 "Secretary" means the Secretary of Education of the21 Commonwealth.

22 Section 1424. Cardiopulmonary Resuscitation.--* * *

(c) As used in this section, "school entity" means an area [vocational-technical] <u>career and technical</u> school, a charter school, a cyber charter school, an intermediate unit, a nonpublic school or a school district.

27 Section 1505. Secretary Declaration of Emergencies.--* * * 28 (e) As used in this section, the following words and phrases 29 shall have the meanings given to them in this subsection unless 30 the context clearly indicates otherwise:

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"Charter school entity" shall mean a charter school, regional
 charter school or cyber charter school.

3 "Department" shall mean the Department of Education of the4 Commonwealth.

5 "School entity" shall mean a school district, area
6 [vocational-technical] <u>career and technical</u> school or
7 intermediate unit.

8 Section 20. Section 1517(f) of the act, amended November 6,
9 2017 (P.L.1142, No.55), is amended to read:

Section 1517. Fire and Emergency Evacuation Drills.--* * *
(f) As used in this section, the following words and phrases
shall have the meanings given to them in this subsection:

13 "Chief school administrator" shall mean the superintendent of 14 a school district, superintendent of an area [vocational-

15 technical] career and technical school, executive director of an 16 intermediate unit or chief executive officer of a charter school 17 or regional charter school.

18 "School entity" shall mean an area [vocational-technical]
19 <u>career and technical</u> school, school district, intermediate unit,
20 charter school or regional charter school.

"School security drill" shall mean a planned exercise, other than a fire drill or natural disaster drill, designed to practice procedures to respond to an emergency situation that may include, but is not limited to, an act of terrorism, armed intruder situation or other violent threat.

26 Section 21. Sections 1526(d) and 1527(c) of the act are 27 amended to read:

28 Section 1526. Youth Suicide Awareness and Prevention.--* * * 29 (d) As used in this section, the following words and phrases 30 shall have the meanings given to them in this subsection unless

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1 the context clearly indicates otherwise:

2 "Department." The Department of Education of the3 Commonwealth.

4 "Nonpublic school." A nonprofit school, other than a school
5 entity, wherein a resident of this Commonwealth may legally
6 fulfill the compulsory school attendance requirements of this
7 act and which meets the requirements of Title VI of the Civil
8 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

9 "Professional educator." As defined in section 1205.2(o).
10 "School entity." A school district, joint school district,
11 charter school, regional charter school, cyber charter school,
12 intermediate unit or area [vocational-technical] career and
13 technical school.

14 "Secretary." The Secretary of Education of the Commonwealth. 15 Section 1527. Child Exploitation Awareness Education.--* * * 16 (c) As used in this section, the following words and phrases 17 shall have the meanings given to them in this subsection unless 18 the context clearly indicates otherwise:

19 "Department." The Department of Education of the 20 Commonwealth.

"Nonpublic school." A nonprofit school, other than a school entity, wherein a resident of this Commonwealth may legally fulfill the compulsory school attendance requirements of this act and which meets the requirements of Title VI of the Civil Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

26 "Professional educator." As defined in section 1205.2(o).
27 "School entity." A school district, joint school district,
28 charter school, regional charter school, cyber charter school,
29 intermediate unit or area [vocational-technical] <u>career and</u>
30 technical school.

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"Secretary." The Secretary of Education of the Commonwealth. 1 2 Section 22. Sections 1549(e) and 1549.1(f)(3)(v) and (p) of 3 the act, amended or added November 6, 2017 (P.L.1142, No.55), are amended to read: 4 5 Section 1549. Agricultural Education. --* * * 6 The following words and phrases when used in this (e) 7 section shall have the meanings given to them in this subsection 8 unless the context clearly indicates otherwise: 9 "Department." The Department of Education of the 10 Commonwealth. 11 "School entity." A public school district, intermediate unit 12 or area [vocational-technical] career and technical school. 13 "Secretary." The Secretary of Education of the Commonwealth. 14 Section 1549.1. Commission for Agricultural Education Excellence.--* * * 15 16 (f) The commission shall consist of the following members: * * * 17 18 (3) The following members jointly appointed by the Secretary

19 of Education and the Secretary of Agriculture from lists 20 submitted by the President pro tempore of the Senate and the 21 Speaker of the House of Representatives, in consultation with 22 the Majority Leader and Minority Leader of the Senate and the 23 Majority Leader and Minority Leader of the House of 24 Representatives:

25 * * *

(v) Two teachers of [vocational] <u>career and technical</u>
agriculture, one from a career and technical center and one from
a school district.

29 * * *

30 (p) The following words and phrases when used in this
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section shall have the meanings given to them in this subsection
 unless the context clearly indicates otherwise:

3 "Commission." The Commission for Agricultural Education4 Excellence established under this section.

5 "Farmer." A person who engages in activities, practices and 6 procedures to produce and prepare for market poultry, livestock and their products or who engages in the production and 7 8 harvesting of agricultural, agronomic, horticultural, silvicultural and aquacultural crops and commodities and whose 9 10 operation is conducted on not less than ten contiguous acres in area or, if less than ten contiguous acres in area, has an 11 anticipated yearly gross income of at least ten thousand dollars 12 13 (\$10,000).

14 "FFA." A career and technical student organization that 15 encourages leadership, personal growth and career success 16 through agricultural education.

17 "School entity." A public school district, intermediate unit 18 or area [vocational-technical] <u>career and technical</u> school. 19 Section 23. Sections 1551(f), 1554(g) and 1503-A(a) and (c) 20 (2) and (4) of the act are amended to read:

21 Section 1551. Economic Education and Personal Financial 22 Literacy Programs.--* * *

(f) The following words and phrases when used in this section shall have the meanings given to them in this subsection:

26 "Department." The Department of Education of the 27 Commonwealth.

28 "Personal financial literacy." The integration of various 29 factors relating to personal financial management, including 30 understanding financial institutions, using money, learning to

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1 manage personal assets and liabilities, creating budgets and any 2 other factors that may assist an individual in this Commonwealth 3 to be financially responsible.

4 "School entity." A public school district, charter school,
5 cyber charter school, intermediate unit or area [vocational6 technical] <u>career and technical</u> school.

7 "Secretary." The Secretary of Education of the Commonwealth.
8 Section 1554. Holocaust, Genocide and Human Rights
9 Violations Instruction.--* * *

10 (g) For purposes of this section, the term "school entity" 11 shall mean a school district, charter school, regional charter 12 school, cyber charter school, intermediate unit or area 13 [vocational-technical] <u>career and technical</u> school.

Section 1503-A. Basic Education Grants.--(a) Grants shall be allocated to school districts and to area [vocationaltechnical] <u>career and technical</u> schools by the department from funds appropriated for this purpose. A nonpublic school, an intermediate unit or local library may participate in the grant process through a partnership with a school district.

20 * * *

21 (c) * * *

School districts, charter schools, area [vocational-22 (2) 23 technical] career and technical schools and intermediate units 24 are eligible to apply for grants as prescribed by the 25 department. Maximum grant awards will be established by the 26 department based on a formula that considers the market value/income aid ratio and average daily membership. The 27 28 department may establish matching requirements for grant 29 recipients.

30 * * *

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1 (4) An applicant may collaborate or form a partnership with 2 one or more of the following: a political subdivision, a school 3 district, an area [vocational-technical] <u>career and technical</u> school, an intermediate unit, a nonpublic school, a local 4 library, an independent institution of higher education, a 5 State-owned institution, a State-related institution, a 6 7 community education council or any other entity approved by the 8 Department of Education.

9 Section 24. The definition of "school entity" in section 10 1501-C of the act is amended to read:

11 Section 1501-C. Definitions.

12 The following words and phrases when used in this article 13 shall have the meanings given to them in this section unless the 14 context clearly indicates otherwise:

15 * * *

16 "School entity." Shall mean:

17 For purposes of the Educational Support Services (1)18 Program, any of the following located in this Commonwealth: a 19 school district, intermediate unit, joint school district, area [vocational-technical] career and technical school, 20 21 charter school, independent school, licensed private academic 22 school, accredited school, a school registered under section 23 1327(b)[, the Scotland School for Veterans' Children] or the 24 Scranton School for the Deaf.

(2) For purposes of the Educational Assistance Program
established in section 1502-C, any of the following located
in this Commonwealth: a school district, joint school
district, area [vocational-technical] career and technical
school or independent school.

30 Section 25. The definition of "school entity" in section

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1 1502-I of the act is amended to read:

2 Section 1502-I. Definitions.

3 The following words and phrases when used in this article shall have the meanings given to them in this section unless the 4 context clearly indicates otherwise: 5 6 * * * 7 "School entity." Any of the following: 8 (1)A school district. (2) An intermediate unit. 9 (3) An area [vocational-technical] career and technical_ 10 11 school. 12 (4) A charter school or regional charter school, as defined in section 1703-A. 13 14 * * * Section 26. Sections 1605(c)(2), 1607(a) and 1614(a) of the 15 16 act are amended to read: 17 Section 1605. Courses of Study.--* * * 18 (C) * * * 19 (2) As used in this subsection, "public high school" shall 20 mean a public school, including a school within a school district, a charter school, a cyber charter school, a regional 21 charter school or an area [vocational-technical] career and 22 technical school, that offers twelfth grade. 23 24 Section 1607. Attendance in Other Districts. -- (a) Except as 25 set forth in subsection (b), pupils residing in a school 26 district in which no public high school is maintained may 27 attend, during the entire term, at the expense of the school 28 district of which they are residents, the nearest or most conveniently located high school of such class as they may 29 30 desire to attend, unless the board of school directors of the 20190SB0089PN1044 - 61 -

district of residence shall have assigned the pupils to a high 1 2 school and adequate transportation is provided thereto. Pupils 3 who reside in a school district in which no public high school, other than a [vocational] career and technical high school is 4 maintained, may attend, during the entire term, the nearest or 5 most conveniently located academic high school. In any district 6 which maintains a high school whose program of studies 7 8 terminates before the end of the twelfth year, pupils who have satisfactorily completed the program of studies there available 9 10 in other than [vocational] career and technical schools or departments, or have completed a program of studies equivalent 11 to said program of studies in some other school or schools, may 12 13 attend, at the expense of the school district in which they 14 live, and for the purpose of pursuing academic studies of a 15 higher grade, the nearest or most conveniently located high 16 school of such type as they may desire to attend giving further high school work. 17

18 * * *

19 Section 1614. Participation By Students With Disabilities in 20 High School Graduation Ceremonies. -- (a) For the 2005-2006 school year and each school year thereafter, a board of school 21 directors of a school district, an area [vocational-technical] 22 career and technical school or a charter school shall allow a 23 24 student with a disability, whose individualized education 25 program as established pursuant to 22 Pa. Code § 14.131 26 (relating to IEP) prescribes continued special education programs beyond the fourth year of high school, to participate 27 28 in commencement ceremonies with the student's graduating class 29 and receive a certificate of attendance, provided that the student has attended four years of high school regardless of 30

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whether the student has completed the individualized education
 program.

3 * * *

4 Section 27. The definitions of "concurrent student" and 5 "school entity" in section 1602-B of the act are amended to 6 read:

7 Section 1602-B. Definitions.

8 The following words and phrases when used in this article 9 shall have the meanings given to them in this section unless the 10 context clearly indicates otherwise:

11 * * *

"Concurrent student." A student who is enrolled in a school district, a charter school, an area [vocational-technical] <u>career and technical</u> school, a nonpublic school, a private school or a home education program under section 1327.1 and who takes a concurrent course through a concurrent enrollment program.

18 * * *

19 "School entity." A school district or an area [vocational-20 technical] <u>career and technical</u> school.

21 * * *

22 Section 28. Sections 1603-B(c)(1), 1614-B(b) and 1615-B(a)
23 of the act are amended to read:

24 Section 1603-B. Responsibilities of department and State Board 25 of Education.

26 * * *

27 (c) Grants.--

(1) The department shall provide a grant to any school
entity that has applied for grant funds under section 1611B(c) and has approved a concurrent enrollment program as set

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1 forth in this article. The grant amount to each school entity
2 shall be calculated for each concurrent course as follows:

3 (i) Determine the total approved cost for all
4 concurrent students who are residents of the school
5 district or enrolled in the area [vocational-technical]
6 <u>career and technical</u> school.

7 (ii) Multiply the amount from subparagraph (i) by 8 the sum of 0.425 and the market value/income aid ratio of the school entity, provided that where a concurrent 9 student is enrolled in an area [vocational-technical] 10 career and technical school, the market value/income aid 11 12 ratio shall be the average of the market value/income aid 13 ratios of the concurrent students' school districts of 14 residence.

15

* * *

16 Section 1614-B. Enrollment in concurrent courses.

17 * * *

18 (b) Optional enrollment.--A student enrolled in a school 19 district, charter school, area [vocational-technical] career and 20 technical school, nonpublic school, private school or home education program who does not qualify under subsection (a) may 21 22 enroll in concurrent courses that are part of a concurrent 23 enrollment program approved by the student's school district of 24 residence or the area [vocational-technical] career and 25 technical school in which the student is enrolled by meeting 26 alternate criteria agreed upon by the school entity and the eligible postsecondary institution at which the student seeks to 27 28 enroll in concurrent courses, provided that the charter school, 29 nonpublic school, private school or home education program 30 awards secondary credit for a successfully completed concurrent

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course. The student shall be included in the number of students
 reported to the department under section 1611-B(b) and (c).
 Section 1615-B. Credit for concurrent courses.

(a) Award.--A school district, charter school, area
[vocational-technical] career and technical school, nonpublic
school, private school or home education program shall award
secondary credit for a successfully completed concurrent course,
with success being determined by the eligible postsecondary
institution and set forth in the concurrent enrollment agreement
under section 1613-B(b)(4).

11 * * *

Section 29. The definition of "school entity" in section 13 1602-C of the act is amended to read:

14 Section 1602-C. Definitions.

The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise:

18 * * *

19 "School entity." A school of a school district, joint school 20 district, area [vocational-technical] <u>career and technical</u> 21 school or charter school that provides interscholastic athletic 22 opportunities for secondary school students.

23 * * *

Section 30. Section 1707 of the act is amended to read: Section 1707. Joint School Committee.--The boards of school directors, establishing any joint school or department, may supervise and direct its affairs, jointly, in the same manner as the affairs of individual school districts are managed; or they may agree that the affairs of such joint school or department may be managed by a joint school committee within the limits of

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the budget adopted by the joint board. Where such management is 1 2 delegated to a joint school committee, every school board 3 establishing joint schools or departments shall, at the annual meeting during the month of December, select one or more of its 4 5 members who, with the members chosen in like manner in the other districts, shall constitute the joint school committee. Every 6 such school board may also select at any annual or regular 7 8 meeting one or more alternates from its members to serve in the 9 event selected members are unable to attend a meeting of the 10 joint school committee. The alternate, when directed by the president of the school board to attend a meeting of the joint 11 school committee in the absence of the selected member, shall 12 13 have all the powers and duties of a regular member of such 14 committee. This committee shall have all the powers and duties 15 and be subject to all the liabilities with reference to the 16 supervision, maintenance and regulation of such joint schools or departments as are now conferred or imposed by law upon school 17 18 boards generally. The affirmative vote of a majority of all the 19 members of this committee, duly recorded, showing how each member voted, shall be required in order to take action upon 20 those subjects enumerated in section five hundred eight of this 21 act. Such votes may be recorded in a joint meeting or by mail 22 23 ballot. Failure to comply with the provisions of this act shall 24 render void and unenforceable the acts of the joint school 25 committee with reference thereto. The joint board and the joint school committee, if authorized, shall organize annually during 26 27 the month of December by electing a president, vice-president 28 and secretary, who shall perform the duties imposed by this act 29 on the president, vice-president and secretary of regular school 30 boards. The secretary so elected shall serve for a term of four

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years. The expenses of maintaining the joint school or
 department shall be paid by warrant drawn on the joint board
 treasurer by the president and secretary of the joint board or
 the joint school committee.

5 Whenever two or more boards of school directors, who are at 6 the time members of a joint board operating a joint school or department, join with other boards of school directors in the 7 8 formation of a joint school committee operating an area [vocational-technical] career and technical school or technical 9 10 institute, the joint committee may be formed as may be agreed: Provided, That each joint school or department have at least one 11 12 member on the joint school committee.

13 Section 31. The definition of "school entity" in section 14 1703-A of the act is amended to read:

15 Section 1703-A. Definitions.--As used in this article, 16 * * *

17 "School entity" shall mean a school district, intermediate 18 unit, joint school or area [vocational-technical] <u>career and</u> 19 <u>technical</u> school.

20 * * *

21 Section 32. The heading of Article XVIII of the act is 22 amended to read:

23

24

ARTICLE XVIII.

[VOCATIONAL] CAREER AND TECHNICAL EDUCATION.

25 Section 33. Sections 1801, 1802, 1803, 1803.1 introductory 26 paragraph and (1), 1804, 1805, 1806, 1807, 1808, 1809, 1810 and 27 1811 of the act are amended to read:

28 Section 1801. Definitions.--The following words and phrases 29 as used in this article shall, unless a different meaning is 30 plainly required by the context, have the following meanings:

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1 (1) "State Board [for Vocational] <u>of Career and Technical</u> 2 Education" shall mean the State Board of Education, herein 3 invested with powers to administer this article of this act 4 under the designation of the State Board [for Vocational] <u>of</u> 5 Career and Technical Education.

6 (2) "[Vocational] <u>Career and technical</u> education" shall mean 7 any form of education of less than college grade, given in 8 school or elsewhere, the purpose of which is to fit an 9 individual to pursue effectively a recognized profitable 10 employment, whether pursued for wages or otherwise.

(3) "[Vocational] <u>Career and technical</u> industrial education" shall mean those forms of [vocational] <u>career and technical</u> education that fit for industrial pursuits. It includes occupational training for [women and girls other than training for the vocation of homemaking] <u>nontraditional employment</u>. It includes also public and other service occupations.

17 "[Vocational] Career and technical agricultural (4) 18 education" shall mean that form of [vocational] career and 19 technical education which develops student potential for success 20 in entering and advancing through careers in the food, agriculture and natural resources sciences, such as production 21 agriculture, animal science, agribusiness management and 22 23 marketing, agricultural research, energy systems, agricultural 24 mechanics and engineering, biotechnology, food science, 25 processing and retailing, banking, agricultural education, 26 forestry, horticulture, landscape contracting, nursery and floriculture production, retail garden center management, 27 28 leadership and career development, management, economics and 29 marketing, natural resource management, plant and soil science, power and systems technology, rural-urban interfacing and other 30

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1 related fields.

"[Vocational] Career and technical marketing and 2 (5) 3 distributive occupational education" shall mean those forms of [vocational] career and technical education [designed for those 4 workers engaged in or preparing for employment as distributors 5 to consumers, retailers, jobbers, wholesalers, and others of the 6 7 products of farm and industry, including, also, managers 8 operating or conducting a commercial service or personal service business, or selling the services of such a business.] which_ 9 develops student potential for success in entering and advancing 10 through careers in distribution, financing, marketing, storing 11 12 and warehousing, pricing, product and service management and 13 sales promotion and small business. 14 "[Vocational homemaking] Career and technical family and (6) consumer sciences education" shall mean that form [attitudes in 15 16 the subject matter areas of home economics] of career and technical education which develops student potential for success 17 18 in entering and advancing through careers involving parenting 19 and child development, human development, nutrition, wellness and food science, along with hospitality and tourism, 20 independent living, interpersonal relationships, home 21 management, fashion marketing, resource management, consumer_ 22 23 rights and financial literacy and career and family connections 24 and useful programs that are designed to help individuals and families [improve home environment and the quality of family 25 life] manage the multiple roles necessary to balance family, 26 career and community responsibilities. 27 28 (7) "[Vocational] Career and technical industrial, 29 [vocational] career and technical agricultural, [vocational] career and technical marketing and distributive occupational 30

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education, or [vocational homemaking] career and technical_ 1 family and consumer sciences school or department," or 2 "[vocational] career and technical school or department," shall 3 mean a distinctive organization of courses, pupils, and teachers 4 approved by the State Board [for Vocational] of Career and 5 Technical Education, designed to give either [vocational] career_ 6 7 and technical industrial, [vocational] career and technical 8 agricultural, [vocational] career and technical marketing and distributive occupational, or [vocational homemaking] career and 9 10 technical family and consumer sciences education, as herein 11 defined.

"[Vocational] <u>Career and technical</u> evening class" shall 12 (8) 13 mean a class providing such instruction for persons sixteen 14 years of age or over, who have left full-time school. These classes may be conducted in the evening, or at hours when 15 workers are able to attend, and shall include instruction that 16 17 will either increase the skill or knowledge of the worker in the 18 occupation in which he is employed, or include instruction for 19 those who are unemployed or about to become unemployed because 20 of changing conditions in industry, and whose previous 21 experience, as a background, prepares them for employment in 22 related fields within a limited time.

(9) "[Vocational] <u>Career and technical</u> evening class" in
[vocational homemaking] <u>career and technical family and consumer</u>
<u>sciences</u> shall mean a class giving training as indicated in
clause (6) for students during the evening.

(10) "[Vocational homemaking] <u>Career and technical family</u> and consumer sciences school or department" shall mean a [vocational] <u>career and technical</u> school or department designed to develop, on a [vocational] <u>career and technical</u> basis, the

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1 capacity for useful employment as indicated in clause (6).

"Part-time schools or classes" shall mean those schools 2 (11)3 or classes which provide instruction in subjects given to enlarge the civic or [vocational] career and technical knowledge 4 or skill of workers over fourteen years of age who have entered 5 upon employment. Such schools must be so organized as to permit 6 workers, who are qualified for admission, to spend part of their 7 time during the day, week, month, or year in employment, and 8 part of the time in school. 9

"Part-time cooperative [vocational] career and 10 (12)technical education" refers to that form of [vocational] career 11 and technical instruction that involves attendance on alternate, 12 13 equal periods of school and work at the [vocation] career during 14 the school year, given in accordance with an agreement by which 15 the school and industry cooperate and coordinate in making 16 available the combined educational and training facilities of 17 both.

18 (13) "Practical" refers to manipulative or "practice-of-the-19 trade" aspects of a [vocation] <u>career</u>. It includes such work 20 given in shops, laboratories, mines, drafting rooms, and other 21 places, and is to distinguish such work from "academic" or 22 ["nonvocational"] <u>"noncareer and nontechnical"</u> education.

(14) "Public service-school" refers to schools, departments, classes, and conferences for the in-service training of public and other service occupations, including [policemen, firemen] police officers, firefighters, finance officers, school board officials, and others.

(15) "[Vocational] Technical Education" shall mean a
subject, or combination of subjects, of less than college grade
designed to prepare an individual to enter or advance in an

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occupational field wherein success is largely dependent upon
 knowledge or techniques and applied sciences, the practice of
 which involves aspects of planning, managing, controlling,
 processing or distributing products, sales and services.

5 "[Vocational] Career and technical business [and office (16)education"], computer and information technology" shall mean a 6 7 subject or combination of subjects of less than college grade designed to prepare an individual to enter or advance in an 8 9 occupational field wherein success is largely dependent upon 10 skill and knowledge necessary to obtain competency in [bookkeeping,] the areas of accounting and information 11 12 technologies, clerical, data processing, [or stenographic] 13 computer applications, programming and operating systems, 14 including hardware and software applications, entrepreneurship, international business, business math, finance, management 15 concepts, consumer economics, budgeting, investing and taxes, 16 personal finance, electronic commerce, business and consumer law_ 17 18 or business communications occupations, and similar business 19 pursuits.

20 Section 1802. State Board [for Vocational] of Career and Technical Education; Executive Officer; Employes. -- The 21 22 [Superintendent of Public Instruction] Secretary of Education shall be the executive officer of the State Board [for 23 24 Vocational] of Career and Technical Education for the 25 administration of this act. Except as hereinafter otherwise 26 provided, he, as executive officer, shall appoint, from time to 27 time, with the approval of the State Board [for Vocational] of 28 Career and Technical Education, such expert assistants, other 29 than those already provided for by law, as may be necessary in 30 [vocational] career and technical industrial, [vocational

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1 homemaking, vocational] career and technical family and consumer_ sciences, career and technical agricultural, [vocational] career 2 3 and technical marketing and distributive occupational education or [vocational] career and technical business [and office 4 occupational], computer and information technology education, 5 and all clerical and other agents necessary in carrying out the 6 7 provisions of this act. 8 Section 1803. Duties of State Board [for Vocational] of Career and Technical Education; Reports. -- The State Board [for 9 10 Vocational] of Career and Technical Education is hereby 11 authorized and directed to investigate and to aid in the introduction of [vocational] career and technical industrial, 12 13 [vocational] career and technical agricultural, [vocational 14 homemaking, vocational] career and technical family and consumer_ science, career and technical marketing and distributive 15 16 occupational education and [vocational] career and technical 17 business [and office occupational], computer and information_ 18 technology education; to assist in the establishment of schools 19 and departments for said forms of education, and to inspect and 20 approve such schools or departments as are hereinafter provided. 21 The State Board [for Vocational] of Career and Technical 22 Education shall make a report annually to the Governor and 23 Legislature describing the condition and progress of 24 [vocational] career and technical industrial, [vocational] 25 career and technical agricultural, [vocational homemaking, vocational] career and technical family and consumer science, 26 27 career and technical marketing and distributive occupational education and [vocational] career and technical business [and 28 29 office occupational], computer and information technology education during the year, and shall also make such 30 20190SB0089PN1044 - 73 -

1 recommendations as the board may deem advisable.

2 Section 1803.1. Duty of Secretary to Report Annually .-- The 3 Secretary of Education shall report annually, to the Standing Committees on Education of the Senate and House of 4 Representatives, the following information for each area 5 [vocational-technical] <u>career and technical</u> school: 6

7 Number of approved [vocational] career and technical (1)8 programs during the current and prior years.

* * * 9

10 Section 1804. Schools or Classes; Supervisors; Principals; Instructors, etc.--In carrying out the provisions of this act, 11 the State Board [for Vocational] of Career and Technical 12 13 Education shall provide for [vocational] career and technical 14 schools or classes, with the necessary staffs, in accordance with the State Plan for [Vocational] Career and Technical 15 16 Education, approved by the [Federal Board for Vocational

Education. 17

18 Principals, instructors and lecturers for the Public Service 19 Institute shall be elected by the State Board for Vocational 20 Education. They shall possess the qualifications established in the State Plan for Vocational Education approved by the Federal 21 Board for Vocational Education.] United States Department of 22 23 Education.

24 Section 1805. Instruction in Theory and Practice .-- In order 25 that instruction in theory and practice may go on together, 26 [vocational] career and technical industrial, [vocational] career and technical agricultural, [vocational homemaking, and 27 28 vocational] career and technical family and consumer science, 29 and career and technical marketing and distributive occupational education schools or departments may offer instruction in day, 30 20190SB0089PN1044

part-time, and evening classes. Attendance upon such day,
 evening, or part-time classes shall be restricted to those over
 fourteen years of age.

Section 1806. Administration by School Districts.--Any 4 school district may, through its board of school directors--5 6 Establish and maintain [vocational] career and technical_ (1)7 industrial, [vocational] career and technical agricultural, 8 [vocational homemaking, and vocational] career and technical_ family and consumer sciences, and career and technical marketing 9 10 and distributive occupational education schools or departments. 11 Receive any donation made to the school district for the (2) 12 conduct of any [vocational] career and technical school or 13 department or [vocational] career and technical evening classes. 14 The donation shall be administered by or under the direction of the board of directors of the district to which it is made, 15 16 subject to the approval of the [Superintendent of Public Instruction] Secretary of Education. The board of school 17 18 directors in any district shall not be obliged to accept any 19 such donation unless it seems proper so to do.

20 (3) Require a deposit fee of a sum not to exceed ten dollars (\$10) from each person enrolling in evening [vocational] career 21 and technical schools or classes. Such deposit fee shall be 22 23 returned at the close of each term of instruction to all persons 24 so enrolled who have attended seventy-five per cent (75%) or 25 more of the class sessions of the term and may be returned at any time because of death, sickness, or any other cause which 26 27 the board may deem justifiable.

(4) Acquire land for the purpose of an agricultural school
and equip and maintain the same in a proper manner, to be used
in connection therewith.

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1 Section 1807. Joint [Vocational] Career and Technical 2 Schools or Departments. -- Two or more districts may, as provided 3 in article seventeen of this act, through a joint school committee, establish and maintain [vocational] career and 4 technical industrial, [vocational] career and technical_ 5 agricultural, [vocationalhomemaking, or vocational] career and 6 technical family and consumer sciences, or career and technical 7 8 marketing and distributive occupational education schools or departments, to be known as joint [vocational] career and 9 10 technical schools or departments.

11 Section 1808. Advisory Committees.--Local school boards and 12 joint school committees administering approved [vocational] 13 career and technical industrial, [vocational] career and 14 technical agricultural, [vocationalhomemaking, or vocational] career and technical family and consumer sciences or career and 15 16 technical marketing and distributive occupational education schools or departments may, under a plan to be approved by the 17 18 State Board [for Vocational] of Career and Technical Education, 19 appoint an advisory committee composed of members representing local trades, industries, and occupations. It shall be the duty 20 21 of such a committee to counsel with and advise the local or 22 joint board of trustees, and other school officials, having the 23 management and supervision of such schools.

24 Section 1809. Attendance in Other Districts and Other States; Pupils from Other States.--(a) Any resident of any 25 26 school district which does not maintain an approved [vocational] career and technical industrial, [vocational] career and 27 technical agricultural, [vocationalhomemaking, or vocational] 28 29 career and technical family and consumer sciences or career and technical marketing and distributive occupational education day, 30 20190SB0089PN1044 - 76 -

part-time, or evening class, school or department, offering the 1 2 type of training which he desires, may make application to the 3 board of school directors of any other district for admission to such school or department maintained by said board. If the board 4 refuses him admission, he may apply to the State Board [for 5 Vocational] of Career and Technical Education for admission to 6 such school or department. The State Board [for Vocational] of 7 8 Career and Technical Education may approve or disapprove such application. In making such decision the State Board [for 9 10 Vocational] of Career and Technical Education shall take into consideration the opportunities for free [vocational] career and 11 12 technical training in the community in which the applicant 13 resides, the financial status of the community, the age, preparation, aptitude, and previous record of the applicant, and 14 15 all other relevant circumstances. The decision of the State 16 Board [for Vocational] of Career and Technical Education shall be final. 17

18 (b) Where any child of school age in any school district resides by the nearest traveled road three miles or more from 19 20 the nearest [vocational] career and technical high school in any district in this Commonwealth, such child, unless proper free 21 transportation is furnished to a suitable school in this 22 23 Commonwealth, may, on request of his parents or legal guardian, 24 be assigned by the board of school directors to a more 25 convenient school in another state: Provided, That the consent of the proper school officials in charge of such school in 26 27 another state to such an arrangement is permitted by the laws of 28 such state, and is agreed to by such officials.

29 (c) The school district in which the person resides, who has30 been admitted, as above provided, to an approved [vocational]

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career and technical industrial, [vocational] career and 1 technical agricultural, [vocational homemaking, vocational] 2 3 career and technical family and consumer sciences, career and technical high or [vocational] career and technical marketing 4 and distributive occupational education school or department 5 maintained by another school district, shall pay the high school 6 7 charge provided for by this act. If any school district neglects 8 or refuses to pay for such tuition, it shall be liable therefor, in an action of contract, to the school district or school 9 10 districts maintaining the school which the pupil, with the approval of the board, attended. 11

12 (d) The board of school directors in any school district in 13 this Commonwealth, situate adjacent to another state, may admit 14 to the [vocational] <u>career and technical</u> high school in such 15 district pupils resident in such other state, and may receive 16 tuition for such pupils as in the case of pupils admitted from 17 other districts in this Commonwealth.

18 Section 1810. Approved Local or Joint [Vocational] Career_ 19 and Technical Schools; State Reimbursement. -- [Vocational] Career_ 20 and technical industrial, [vocational] career and technical_ agricultural, [vocational homemaking, and vocational] career and 21 technical family and consumer sciences, and career and technical 22 23 marketing and distributive occupational education schools or 24 departments shall, so long as they are approved by the State Board [for Vocational] of Career and Technical Education as to 25 organization, control, location, equipment, courses of study, 26 qualifications of teachers, methods of instruction, conditions 27 28 of admission, employment of pupils, and expenditures of money, 29 constitute approved local or joint [vocational] career and technical schools. School districts maintaining such approved 30

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local or joint [vocational] career and technical schools or 1 2 departments shall receive reimbursement from the Commonwealth, 3 as provided for in this act, and shall make such certificates to the [Superintendent of Public Instruction] Secretary of 4 Education as are required by article twenty-five of this act. 5 6 Section 1811. Estimate of Expenses and Reimbursements; 7 Appropriations. -- On or before the first Wednesday of January of any year in which the regular session of the Legislature is 8 held, the State Board [for Vocational] of Career and Technical 9 Education shall present to the Legislature an estimate of the 10 11 amount of money necessary to meet the expenditures to be 12 incurred in the administration of this act for the fiscal year 13 beginning with the first day of the ensuing June, 1961, and 14 beginning with the first day of July of each year thereafter; 15 and the amount necessary to meet the claims of school districts 16 and unions of school districts maintaining approved [vocational] 17 career and technical schools or departments, under the 18 provisions of this act for the school year beginning with the 19 first day of the preceding July. On the basis of such statement, 20 the Legislature shall make an appropriation of such amounts as may be necessary to meet the expense of carrying this act into 21 effect, and of reimbursing such school districts and unions of 22 school districts for such school year as herein provided. 23 24 Section 34. The headings of Subarticles B and C of Article 25 XVIII are amended to read: 26 [Vocational] Career and Technical School Districts. (b) (c) Area [Vocational-Technical] Career and Technical 27 28 Schools and Technical Institutes.

29 Section 35. Sections 1840.1, 1841, 1842, 1844, 1845, 1847, <--</p>
30 1849, 1850.1, 1850.2, 1850.3, 1850.4, 1851, 1852, 1853, 1855,

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1 1922, 1925, 1901 A(4) and (5), 1905 A(a)(7), 1913 A(b)(1.2), 2 1908 B(b), 1901 C(1) and (6), 1901 D(5) and 1903 D(b)(1) AND <--3 1842 of the act are amended to read: 4 Section 1840.1. Definitions.--When used in Article XVIII of

5 this act, the following words and phrases shall have the 6 following meanings unless otherwise required by the context: 7 "School." The word "school" shall mean an area [vocational-8 technical] <u>career and technical</u> school.

9 "Institute." The word "institute" shall mean technical10 institute.

11 "Attendance area." An "attendance area" shall mean a 12 geographical area of school districts and pupils to be served by 13 an area [vocational-technical] <u>career and technical</u> school or 14 institute which has been approved by the State Board [for 15 Vocational] <u>of Career and Technical</u> Education.

16 "Area [vocational-technical] <u>career and technical</u> board." An 17 "area [vocational-technical] <u>career and technical</u> board" shall 18 mean the boards of school directors of all of the participating 19 districts acting jointly.

20 Section 1841. Area [Vocational-Technical] Career and Technical Schools and Technical Institutes Authorized. -- An area 21 [vocational-technical] career and technical board may establish, 22 23 maintain, conduct and operate schools, departments or classes to 24 prepare for [vocational] career and technical industrial, 25 [vocational] career and technical agricultural, [vocational 26 homemaking, business and vocational] career and technical family_ and consumer sciences, business, computer and information 27 28 technology and career and technical marketing and distributive 29 occupations, technical occupations, such as aides and assistants, in physical, biological, space and other sciences, 30

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1 mathematics, engineering, construction and design, computer 2 programming and maintenance, and health occupations and for any 3 other occupations requiring [vocational] <u>career</u> or technical 4 training and education, to be known as "area [vocational-5 technical] <u>career and technical</u> schools," for the education of 6 pupils, out-of-school youth and adults residing in the 7 attendance area.

8 An area [vocational-technical] career and technical board or several area [vocational-technical] <u>career and technical</u> boards 9 jointly may provide for, establish, maintain, conduct and 10 operate schools, departments, or classes to be known as 11 12 "technical institute" to educate, train and offer post high 13 school programs and courses of not more than two years' 14 duration, which will prepare out-of-school youth and adults for 15 competency in sub-professional, technical, health service, 16 business, commercial, merchandising and skilled occupations and for any other occupations for which technical training is 17 18 helpful to an employer and increases students' qualifications 19 for employment. Technical institute programs and courses shall 20 be coordinated with those offered in area [vocational-technical] 21 career and technical schools to [insure] ensure progressive 22 advancement of students. Such institutes shall be organized in 23 accordance with proposals of area [vocational-technical] career_ 24 and technical boards of school directors, which are approved by the State Board [for Vocational] of Career and Technical 25 26 Education. All technical institutes shall be established, 27 operated and in all respects conform to standards prepared by 28 the Department of Education and adopted by the State Board [for 29 Vocational] of Career and Technical Education. Area [vocational-30 technical] career and technical schools, as approved by the

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State Board [for Vocational] of Career and Technical Education, 1 may be organized as [vocational-technical] career and technical 2 3 service centers in which pupils may enroll full-time or in which pupils enrolled in academic high schools may elect to attend 4 part-time. Technical institutes approved by the State Board [for 5 Vocational] of Career and Technical Education may enroll out-of-6 7 school youth and adults full-time or part-time as the students 8 may elect.

9 Area [vocational-technical] <u>career and technical</u> school and 10 technical institute attendance areas and standards for courses 11 and equipment shall be in conformity with standards prepared by 12 the Department of Education and approved by the State Board [for 13 Vocational] <u>of Career and Technical</u> Education.

14 Section 1842. Advisory Committees.--(A) Each area <---[vocational-technical] career and technical board operating an 15 16 area [vocational-technical] career and technical school and/or 17 technical institute shall appoint an advisory committee, 18 composed of representatives of local trades, industries, 19 business research and educational agencies, occupations, and 20 administrators of the participating school districts. The 21 advisory committee shall advise the area [vocational-technical] 22 career and technical board on such matters as the need for a 23 particular shop, laboratory, occupation, equipment, curriculum, 24 labor management coordination, business and industrial 25 requirements or selection of personnel.

(B) AN OCCUPATIONAL ADVISORY COMMITTEE SHALL BE ESTABLISHED <--
 FOR EACH CAREER AND TECHNICAL EDUCATION PROGRAM OR CLUSTER OF
 RELATED CAREER AND TECHNICAL EDUCATION PROGRAMS OFFERED BY AN
 AREA VOCATIONAL TECHNICAL CAREER AND TECHNICAL SCHOOL OR SCHOOL <--
 DISTRICT. THE OCCUPATIONAL ADVISORY COMMITTEE SHALL BE APPOINTED

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1	BY THE BOARD OF DIRECTORS OF THE AREA VOCATIONAL TECHNICAL <
2	CAREER AND TECHNICAL SCHOOL OR SCHOOL DISTRICT, AS APPLICABLE. A <
3	MAJORITY OF THE MEMBERS OF THE OCCUPATIONAL ADVISORY COMMITTEE
4	SHALL BE EMPLOYES AND EMPLOYERS IN THE OCCUPATION FOR WHICH THE
5	CAREER AND TECHNICAL EDUCATION PROGRAM IS PROVIDED. EACH
6	OCCUPATIONAL ADVISORY COMMITTEE SHALL MEET AT LEAST TWICE EACH
7	YEAR TO:
8	(1) ADVISE THE BOARD OF DIRECTORS, ADMINISTRATORS AND STAFF
9	ON CURRICULUM, EQUIPMENT, INSTRUCTIONAL MATERIALS, SAFETY
10	REQUIREMENTS, PROGRAM EVALUATION AND OTHER RELATED MATTERS; AND
11	(2) VERIFY THAT THE PROGRAMS MEET INDUSTRY STANDARDS AND, IF
12	APPROPRIATE, LICENSING BOARD CRITERIA, AND THAT THE PROGRAMS
13	PREPARE STUDENTS WITH OCCUPATION-RELATED COMPETENCIES.
14	(C) NOTWITHSTANDING SUBSECTION (B), TO INCREASE EMPLOYER
15	PARTICIPATION IN AN OCCUPATIONAL ADVISORY COMMITTEE REQUIRED
16	UNDER THIS SECTION, THE BOARDS OF DIRECTORS OF MULTIPLE AREA
17	VOCATIONAL-TECHNICAL CAREER AND TECHNICAL SCHOOLS OR SCHOOL <
18	DISTRICTS OPERATING CAREER AND TECHNICAL EDUCATION PROGRAMS MAY
19	AGREE TO ESTABLISH A SHARED OCCUPATIONAL ADVISORY COMMITTEE TO
20	SERVE ALL AGREEING AREA VOCATIONAL TECHNICAL CAREER AND <
21	TECHNICAL SCHOOLS OR SCHOOL DISTRICTS, PROVIDED THAT ALL
22	AGREEING AREA VOCATIONAL TECHNICAL CAREER AND TECHNICAL SCHOOLS <
23	OR SCHOOL DISTRICTS ARE LOCATED WITHIN THE SAME INTERMEDIATE
24	UNIT. IF A SHARED OCCUPATIONAL ADVISORY COMMITTEE IS FORMED
25	UNDER THIS SUBSECTION, THE OCCUPATIONAL ADVISORY COMMITTEE SHALL
26	BE DESIGNED TO PROVIDE EQUAL OPPORTUNITIES FOR ALL AGREEING AREA
27	VOCATIONAL-TECHNICAL CAREER AND TECHNICAL SCHOOLS OR SCHOOL <
28	DISTRICTS TO PARTICIPATE, INCLUDING SCHEDULING MEETINGS AT EACH
29	AREA VOCATIONAL TECHNICAL CAREER AND TECHNICAL SCHOOL OR SCHOOL <
30	DISTRICT ON A ROTATING BASIS.

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1	SECTION 35.1. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:
2	SECTION 1842.1. WORKFORCE DEVELOPMENT PROGRAM
3	CLEARINGHOUSE(A) THE PENNSYLVANIA WORKFORCE DEVELOPMENT
4	BOARD SHALL, WITH ASSISTANCE FROM THE DEPARTMENT OF EDUCATION,
5	CONDUCT A SURVEY TO DETERMINE THE NUMBER AND TYPES OF WORKFORCE
6	DEVELOPMENT PROGRAMS OFFERED AT SECONDARY AND POSTSECONDARY
7	INSTITUTIONS. THE PENNSYLVANIA WORKFORCE DEVELOPMENT BOARD MAY,
8	IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, COMPILE A
9	CLEARINGHOUSE OF MODEL PROGRAMS DISCOVERED DURING THE SURVEY.
10	(B) THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF LABOR
11	AND INDUSTRY SHALL ENCOURAGE THE USE OF THE MODEL PROGRAMS,
12	WHICH MAY INCLUDE PRIORITIZING AVAILABLE GRANT FUNDING FOR
13	APPLICANTS SEEKING FUNDS TO ESTABLISH WORKFORCE DEVELOPMENT
14	PROGRAMS THAT ARE MODELED AFTER THE PROGRAMS INCLUDED IN THE
15	SURVEY, BY SECONDARY CAREER AND TECHNICAL EDUCATION PROGRAMS,
16	POSTSECONDARY PROGRAMS AND BUSINESS AND INDUSTRY TO:
17	(1) EXPAND EXISTING PROGRAMS INTO AREAS OF THIS COMMONWEALTH
18	WHERE THERE IS A NEED; AND
19	(2) FOSTER BUSINESS-EDUCATION PARTNERSHIPS.
20	(C) THE PENNSYLVANIA WORKFORCE DEVELOPMENT BOARD SHALL
21	REPORT ITS FINDINGS AND ACTIONS UNDER THIS SECTION TO THE
22	CHAIRMAN AND MINORITY CHAIRMAN OF THE APPROPRIATIONS COMMITTEE
23	OF THE SENATE, THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
24	APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE
25	CHAIRMAN AND MINORITY CHAIRMAN OF THE EDUCATION COMMITTEE OF THE
26	SENATE AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE EDUCATION
27	COMMITTEE OF THE HOUSE OF REPRESENTATIVES, NO LATER THAN ONE
28	YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION.
29	SECTION 1842.2. PASMART ONLINE CAREER RESOURCE CENTER(A)
30	THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF LABOR AND

1	INDUSTRY, IN CONSULTATION WITH THE DEPARTMENT OF AGRICULTURE,
2	SHALL ESTABLISH A CENTRAL ONLINE CLEARINGHOUSE TO BE MADE
3	AVAILABLE ON A PUBLICLY ACCESSIBLE INTERNET WEBSITE MAINTAINED
4	BY THE DEPARTMENT OF LABOR AND INDUSTRY. THE WEBSITE, WHICH
5	SHALL BE AVAILABLE NO LATER THAN THE COMMENCEMENT OF THE 2021-
6	2022 SCHOOL YEAR, SHALL AT A MINIMUM INCLUDE AN ONLINE DATABASE
7	OF THE FOLLOWING:
8	(1) POSTSECONDARY PATHWAYS AND OPTIONS.
9	(2) CAREER AND TECHNICAL EDUCATION AND WORKFORCE
10	OPPORTUNITIES.
11	(3) CAREER PATHWAYS.
12	(4) DATA AND STATISTICS ON EMPLOYMENT OPPORTUNITIES AND
13	COMPENSATION.
14	(5) STATEWIDE AND REGIONAL ARTICULATION AGREEMENTS.
15	(6) OTHER RELEVANT CAREER RESOURCES.
16	(B) THE ONLINE DATABASE SHALL BE EASILY ACCESSIBLE BY
17	STUDENTS, PARENTS, EDUCATORS, SCHOOL OFFICIALS AND THE PUBLIC.
18	PARTICIPATING STATE AGENCIES MAY UTILIZE EXISTING RESOURCES OR
19	CLEARINGHOUSES AVAILABLE FROM OTHER AGENCIES TO COMPILE THE
20	CLEARINGHOUSE INFORMATION.
21	(C) PARTICIPATING STATE AGENCIES SHALL EXPLORE THE
22	POSSIBILITY OF FEDERAL OR PRIVATE FUNDING TO SUPPORT THE
23	CLEARINGHOUSE.
24	(D) THE DEPARTMENT OF LABOR AND INDUSTRY, IN COOPERATION
25	WITH THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF
26	AGRICULTURE, SHALL ENSURE THAT THE CLEARINGHOUSE IS UPDATED
27	ANNUALLY.
28	SECTION 35.2. SECTIONS 1844, 1845, 1847, 1849, 1850.1,
29	1850.2, 1850.3, 1850.4, 1851, 1852, 1853 , 1855, 1922, 1925, <
30	1901-A(4) AND (5), 1905-A(A)(7), 1913-A(B)(1.2), 1908-B(B),

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1 1901-C(1) AND (6), 1901-D(5) AND 1903-D(B)(1) AND 1855 OF THE <--2 ACT ARE AMENDED TO READ:

3 Section 1844. Establishment of Schools and Institutes.--(a) The intermediate unit board of directors of each intermediate 4 unit shall call a convention of school directors of all school 5 6 districts in the intermediate unit to meet separately by 7 attendance areas, to discuss the establishment of an area 8 [vocational-technical] career and technical school or technical institute, as the case may be and to call upon each district to 9 10 vote for or against participation in the establishment of a school or institute. 11

12 In addition to the method of establishing area [vocational-13 technical] career and technical schools and technical institutes as provided above, the intermediate unit board of directors may, 14 15 at any meeting call for an election by the school directors of 16 the districts within an attendance area to determine if an area [vocational-technical] career and technical school or technical 17 institute shall be established. The intermediate unit board of 18 19 directors shall notify, by certified mail, each school district 20 within an attendance area of its action. At a regular or special meeting of each school board within an attendance area and 21 within sixty days of the receipt of notification, an election 22 23 shall be held to determine if the district desires to 24 participate in the establishment of an area [vocationaltechnical] career and technical school or technical institute. 25 26 The results of this election and the number of votes cast each way shall be certified to the intermediate unit board of 27 28 directors.

29 The intermediate unit board of directors shall certify the 30 vote conducted in convention or by mail ballot to the Department

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of Education and if sufficient school districts vote in the 1 2 affirmative, the intermediate unit board of directors shall 3 proceed to act as the agency to initiate the final procedures necessary to organize and establish an area [vocational-4 technical] career and technical school or technical institute in 5 the attendance area. School districts indicating unwillingness 6 to participate in the establishment of an area [vocational-7 8 technical] career and technical school or technical institute may become participating districts at a later date according to 9 10 terms and conditions defined by the then participating 11 districts.

12 In the event the intermediate unit board of directors fails 13 to call for an election and one or more districts within an attendance area desire an election, they may request the 14 Department of Education to conduct such election in the same 15 16 manner prescribed for the intermediate unit board of directors. 17 In cases where a second or third class school district (C) 18 maintains an approved [vocational] career and technical program, individually or jointly, such district or districts, 19 20 individually or jointly, may (1) make the program part of the area [vocational-technical] career and technical school, or (2) 21 continue to operate the program independently either as a 22 23 participating or non-participating district.

(d) Boards of Public Education of districts of the first
class A and first class may establish area [vocationaltechnical] career and technical schools and technical institutes
by the majority vote of the members of such boards, provided
such action is approved by the State Board [for Vocational] of
<u>Career and Technical</u> Education.

30 Section 1845. Cost of Establishment, Etc., Ownership of 20190SB0089PN1044 - 87 -

Property.--All expenses in connection with the establishment of 1 2 area [vocational-technical] career and technical schools or technical institutes and additions and improvements thereof 3 shall be borne by the school districts participating therein in 4 the proportions agreed on by the respective districts. Any 5 school district not participating in the original establishment 6 of an area [vocational-technical] career and technical school or 7 8 technical institute, which later elects to become a participant, shall contribute to the cost of the school an amount agreed on 9 10 with the then participating districts, and shall make such further annual payments on account of obligations to the State 11 Public School Building Authority or rentals under leases with 12 13 municipality authorities as shall be agreed on. All property of 14 each area [vocational-technical] career and technical school or 15 technical institute shall be owned jointly by the several school 16 districts participating in the establishment, maintenance and operation thereof, in the proportion the contribution of each to 17 18 the cost of acquisition, construction and improvement bears to 19 the total cost.

20 Section 1847. Attendance of Pupils from Nonparticipating Districts.--On obtaining the consent of the area [vocational-21 technical] <u>career and technical</u> board operating an area 22 23 [vocational-technical] <u>career and technical</u> school or technical 24 institute, and with or without the consent of the board of 25 school directors of the district in which the pupil resides, any 26 pupil residing in a nonparticipating district may attend the area [vocational-technical] career and technical school or 27 28 technical institute. The school district in which the pupil 29 resides shall be charged, for each pupil attending the area [vocational-technical] <u>career and technical</u> school or technical 30

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institute, an amount equal to the total approved budget for
 current expenses, debt service and capital outlay divided by the
 number of pupils enrolled in the school.

Section 1849. Petitions for Change of Plan.--Future 4 development of area [vocational technical] career and technical_ 5 schools shall, after approval of the State plan, conform to the 6 plan, and the school directors of a specified attendance area, 7 having reason to question the practicability of the State plan 8 9 for the specific attendance area or desiring to change the 10 specified area, may present the case to a committee of the State Board [for Vocational] of Career and Technical Education with 11 12 petition for change. The decision of the State board thereon 13 shall be final.

14 Section 1850.1. Organization and Operation of Schools and Institutes.--(a) Schools and institutes shall be the 15 16 responsibility of the participating boards of school directors of an approved attendance area. Such boards of school directors 17 18 shall have authority to enter into a written agreement by and 19 among themselves establishing such school or institute setting 20 forth, inter alia, the rights and obligations of the participating districts. No change shall be made in such 21 agreement without the consent of each participating school 22 23 district first obtained, by the affirmative vote of a majority 24 of the school directors thereof. The several participating boards of school directors shall collectively be known as the 25 area [vocational-technical] career and technical board. 26 27 The area [vocational-technical] career and technical_ (b) 28 board shall have authority and its duty shall be: 29 To provide, as the participating districts may agree, (1)for the assumption by the area [vocational-technical] career and 30

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<u>technical</u> 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;

8 (2) To formulate and adopt policies relating to the 9 organization, establishment and operation of the school or 10 institute;

11 (3) To provide for the administration and operation of the 12 school or institute;

13 (4) To adopt the budgets for operation of the school or 14 institute as prepared in the same manner provided for in section 15 687 of this act;

16 To designate a superintendent of the school or (5) institute, provided, that [when a county board or boards is 17 18 selected as the operating agent as hereinafter provided, a 19 county superintendent of schools shall be designated as the 20 superintendent of the school or institute, and that] when the several boards or a committee thereof operate the school or 21 institute as hereinafter provided, a chief school administrator 22 23 of a participating school district [or a county superintendent] 24 shall be designated as superintendent of the school or

25 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;

30 (7) To make from time to time surveys to determine the 20190SB0089PN1044 - 90 -

1 current [vocational] career and technical needs of the 2 participating school districts;

3 (8) To make and establish, and from time to time alter and amend, rules and regulations for the transaction of its business 4 and for the administration of the work under its charge; 5 6 To employ temporary professional and professional (9) 7 employes, supervisors and teachers, and to employ all other 8 persons necessary to carry on [vocational-technical] career and technical education and technical institutes, and to determine 9 10 the salaries to be paid. All temporary professional and professional employes so employed shall have the same rights of 11 12 tenure, minimum salaries and increments, leaves of absence 13 because of illness or physical disability, leaves of absence 14 because of death in the immediate family or death of a near relative, sabbatical leaves, military leaves, exchange teacher 15 16 leaves, and membership in the Public School Employes' Retirement System as temporary professional and professional employes of 17 18 school districts. No professional employe who has attained 19 tenure status as an employe of any area [vocational-technical] career and technical board shall, thereafter, be required to 20 21 serve as a temporary professional employe before being tendered such a contract when employed by any other part of the public 22 23 school system of the Commonwealth;

24 To purchase, lease, rent, improve and sell land, and to (10)25 build, repair, improve, lease, rent, buy and sell buildings; 26 To acquire real property by purchase, gift or (11)condemnation, for the purposes of area [vocational-technical] 27 28 career and technical schools and technical institutes. Such 29 condemnation proceedings shall be instituted and conducted by the board in the name of the participating school districts in 30

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1 the same manner and with like authority as provided by law in 2 the case of school districts. The title to any real estate, 3 acquired for the purpose of establishing any such area 4 [vocational-technical] career and technical school or institute 5 shall be held in the name of one or more of the school districts 6 establishing the same, as they may agree;

7 (12) To purchase, lease, rent or otherwise acquire all 8 necessary furniture, implements, books, materials, equipment and 9 supplies;

10 (13) When authorized by the participating school districts 11 in the attendance area, to provide for free mandated 12 transportation of district pupils to and from the area 13 [vocational-technical] career and technical school in which they 14 have been accepted, and to apply and receive on behalf of the 15 school districts in the attendance area reimbursements on 16 account of such transportation provided;

17 (14) To make contracts with counties, cities, boroughs, 18 towns, townships, school districts, other political 19 subdivisions, community colleges, public and private agencies, 20 quasi-public agencies, nonprofit corporations, the Federal Government and its agencies and instrumentalities, 21 municipalities and other public authorities, or other persons 22 23 for carrying out the purposes of this subdivision of this 24 article;

(15) To make an annual report, in writing, to the Department of [Public Instruction] <u>Education</u>, and such other reports as the department may require;

28 (16) To adopt criteria for admitting students to area
29 [vocational-technical] career and technical schools and
30 technical institutes;

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1 (17) To receive Federal, State, school district and other 2 public and private funds and to expend such funds to establish, 3 operate, improve and expand area [vocational-technical] <u>career</u> 4 <u>and technical</u> schools and technical institutes;

5 When authorized by the participating school districts, (18)6 and on behalf of such districts, to enter into agreement with 7 the State Public School Building Authority, municipal 8 authorities, political subdivisions, municipal corporations, public and private agencies, quasi-public agencies, authorities, 9 10 nonprofit corporations and the Federal Government and its agents and instrumentalities to buy land, build, alter, lease, equip 11 and operate facilities for public [vocational-technical] career 12 13 and technical education and technical institutes;

14 (19) To prepare and submit to the Department of [Public 15 Instruction] <u>Education</u> on or before July 1 of each year, for 16 approval, a budget of proposed expenditures for area 17 [vocational-technical] <u>career and technical</u> schools and 18 technical institutes for the ensuing year;

19 (20) To accept pupils in area [vocational-technical] <u>career</u>
20 <u>and technical</u> schools and technical institutes from districts
21 not participating in their establishment and maintenance and to
22 establish tuition charges therefor;

23 (21)To assign pupils residing within school districts 24 participating in an area [vocational-technical] career and 25 technical school and/or technical institutes to [vocational] 26 career and technical schools or departments maintained by other area [vocational-technical] career and technical boards and 27 28 school districts with the approval of the area [vocational-29 technical] career and technical boards and the district boards maintaining such schools or departments, and to pay tuition for 30

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pupils permitted to attend such area [vocational-technical]
career and technical schools, technical institutes and
[vocational] career and technical schools or departments;
(22) To locate area [vocational-technical] career and
technical schools and technical institutes;

6 (23) To collect tuition and fees;

7 (24) To do all things necessary to carry into effect the8 purposes of this act;

9 (25) Whenever such schools and technical institutes are 10 authorized, to prepare an estimate of the total cost of and 11 expenditures to be made on account of each area [vocational-12 technical] career and technical school and technical institute 13 for the following year, such estimate shall be filed with the 14 Department of [Public Instruction] Education no later than July 15 1 of each year for the approval of the department;

16 (26) When authorized by the participating school districts, 17 to establish capital reserve funds under the provisions of 18 section 1850.4 for the purposes of purchasing equipment and 19 maintaining facilities;

20 (c) All actions of an area [vocational-technical] career and technical board shall be by a majority vote of the members of 21 the board either in convention or by mail ballot, whichever 22 23 procedure the board shall select: Provided, That the approval of 24 each operating budget shall require an affirmative vote of two-25 thirds of the participating school districts and a majority vote 26 of all the school directors of all participating districts; and provided further, for purposes of this requirement only, the 27 28 vote of any participating school district shall be determined by 29 a majority vote of all school directors comprising such participating boards. All votes shall be duly recorded and shall 30

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1 show how each member voted;

2 (d) An area [vocational-technical] career and technical 3 board shall have power to delegate the operation, administration and management of the school or institute [(1) to one or more 4 county boards of school directors acting as agent for the area 5 vocational-technical board; or (2)] to a joint committee elected 6 7 from among the several participating boards of school directors. Section 1850.2. Operation by Intermediate Unit Board of 8 9 Directors Acting as an Operating Agent. -- When an intermediate 10 unit board of directors is designated as agent to operate, administer and manage a school and/or institute, such agent 11 12 shall discharge its duties and responsibilities in accordance 13 with the provisions of a written agreement entered into by the 14 area [vocational-technical] career and technical board and the intermediate unit board of directors. The agreement shall give 15 16 the agent the power and authority to operate, administer and manage a school and/or institute given by law to an area 17 18 [vocational-technical] career and technical board and shall 19 provide that the agent shall conduct the affairs of the school 20 and/or institute within the limits of the budget adopted by the area [vocational-technical] career and technical board. In no 21 event shall the powers granted an area [vocational-technical] 22 23 career and technical board by clauses (1), (4), (11), (17), 24 (19), (22) and (25) of section 1850.1 (b) be delegated hereunder 25 nor shall the powers granted an area [vocational-technical] career and technical board by clauses (9), (10), (12) and (14) 26 of section 1850.1 (b) be delegated hereunder, except to the 27 28 extent that the subject items are fully provided for within the 29 current budget.

30 These same provisions shall apply when a joint committee is 20190SB0089PN1044 - 95 - 1 designated to operate and manage a school and/or institute.

Section 1850.3. Operation by a Joint Committee.--(a) When a joint committee is selected to operate a school and/or institute, it shall be known as the area [vocational-technical] career and technical school committee.

6 (b) The membership on such joint committee shall be
7 determined by agreement among the boards of participating school
8 districts, provided always that each participating school
9 district shall have at least one member thereon.

10 (c) Each participating board of school directors shall elect one or more of its members, as the case may be, to serve on the 11 area [vocational-technical] career and technical committee. The 12 13 committee members, so elected, shall serve for a three-year 14 term, commencing the day of their election in the month of December: Provided, however, That in the first election, the 15 16 terms of office of one-third of the members shall expire at the end of the first year, the terms of office of one-third of the 17 18 members shall expire at the end of two years, and the terms of 19 office of the remaining one-third shall expire at the end of the 20 third year. The length of the terms of office of the initial members shall be determined by the casting of lots. 21

(d) Each year, during the month of December, the joint 22 23 committee shall choose from its members a chairman and vice-24 chairman, each to serve for one year; and shall, annually, 25 during the month of May, elect a treasurer to serve for one 26 year, beginning the first Monday in July following such election; and shall, during the month of May, once every four 27 28 years, elect a secretary, who may or may not be a member of the 29 area [vocational-technical] career and technical board, to serve for a term of four years, beginning the first Monday of July 30

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following such election. The joint committee shall elect interim
 officers to serve until the first regular December and May
 election meetings.

Section 1850.4. Capital Reserve Fund for Approved Purchases 4 of Equipment and Facility Maintenance.--(a) Any area 5 [vocational-technical] <u>career and technical</u> board shall have the 6 power to create a special fund which may be designated as a 7 8 capital reserve fund and to accumulate therein moneys to be expended, in accordance with the provisions of this section, 9 during a period not to exceed five years from the date when the 10 11 first payment was made into the fund, for the purpose of 12 purchasing equipment or maintaining facilities.

(b) The capital reserve fund herein provided for shall consist of funds transferred during any fiscal year from appropriations made for this particular purpose and of unencumbered funds remaining from the current and/or prior years' general fund.

18 (C) The moneys in the capital reserve fund shall be kept 19 separate and apart from any other fund by the treasurer of the area [vocational-technical] career and technical board, and the 20 21 moneys in the fund may be invested by the operating agent in securities legal for the investment of sinking fund moneys of 22 23 the school district. The interest earnings on investments shall 24 be paid into the capital reserve fund. The area [vocational-25 technical] career and technical school shall annually show in 26 its financial report the amount of moneys in the capital reserve fund which shall at all times be properly identified as to 27 28 purpose.

(d) The moneys in any such capital reserve fund may beexpended only upon approval of a majority of the members of the

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operating agent only during the period of time for which the
 fund was created and only for equipment purchases or facilities
 maintenance projects and for no other purpose.

Section 1851. Establishment and Operation by the Department 4 of [Public Instruction] Education. -- Where, in the judgment of 5 the [State Superintendent of Public Instruction] Secretary of 6 7 Education, the provisions of this act relating to the proper 8 [vocational] career and technical education and training of children and adults have not been complied with or the 9 10 [vocational] career and technical education needs of children 11 and adults are not being adequately served, the Department of 12 [Public Instruction] Education is hereby authorized to provide, 13 including the payment of rental when necessary, establish, 14 maintain, administer, supervise and operate [vocational] career_ and technical, [vocational] career and technical industrial, 15 16 [vocational] <u>career and technical</u> agricultural, [vocational] 17 homemaking, vocational] career and technical family and consumer 18 sciences, career and technical marketing and distributive[,] 19 occupational education, post high school [vocational] career and 20 technical education or less than college level, schools, 21 departments or classes for the proper [vocational] career and 22 technical education and training of children and adults. 23 Eligibility for enrollment in such classes shall be determined 24 according to standards and regulations promulgated by the State Board [for Vocational] of Career and Technical Education. 25 26 Section 1852. Payment of Shares. -- Any school district of the 27 first, first A, second, third or fourth class establishing or 28 participating in the establishment of an area [vocational-29 technical] career and technical school or a technical institute, individually, or jointly, with two or more districts, shall have 30 20190SB0089PN1044 - 98 -

1 the same power and authority to levy taxes to pay or to pay its 2 share of buildings, grounds, equipment, operating expenses and 3 other necessary expenses to establish, maintain and operate such 4 school or institute as it has to levy taxes, to purchase land, 5 construct and equip buildings, and operate elementary schools 6 and any additional schools and departments as defined in section 7 502 of this act.

8 Section 1853. Contracts to Lease. -- An area [vocational-9 technical] career and technical board authorized to establish 10 and operate an area [vocational-technical] career and technical_ school or technical institute may enter into contracts with the 11 State Public School Building Authority, [the General State 12 13 Authority,] municipal authorities, nonprofit corporations, 14 municipal corporations, political subdivisions, public and 15 quasi-public and private agencies, Federal Government and its 16 agencies and instrumentalities to lease lands and buildings for the purpose of operating an area [vocational-technical] career_ 17 18 and technical school or technical institute.

19 Section 1855. Career and Technical Education Equipment 20 Grants.--(a) For the 2000-2001 fiscal year and the 2001-2002 21 fiscal year, the Department of Education shall establish a grant program to assist area [vocational-technical] career and 22 23 technical schools, school districts offering approved 24 [vocational-technical] career and technical programs and the 25 Thaddeus Stevens State College of Technology in purchasing 26 equipment that meets industry standards for the purpose of providing training to students. Grants shall be limited to the 27 28 purchase of equipment in the following program areas: automotive 29 technology, auto body, diesel technology, precision machine 30 technology, heating ventilation and air conditioning, printing,

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1 dental assisting, electronics, building trades and other program 2 areas approved by the Secretary of Education. Grants shall be 3 awarded by the Department of Education on a matching basis, two 4 State dollars (\$2) for every local dollar (\$1), and shall be 5 limited to funds appropriated for that purpose.

For the 2016-2017 school year and for each school year 6 (b) 7 thereafter, the Department of Education shall establish a grant 8 program to assist each area [vocational-technical] career and technical school and school district with an approved 9 10 [vocational] career and technical program that applies for and 11 is approved for funding by the Department of Education to 12 purchase equipment that meets industry standards. Grants shall 13 be distributed in an amount to be calculated as follows: 14 A base amount of three thousand dollars (\$3,000). (1)A per-student amount calculated as follows: 15 (2) 16 Multiply the average daily membership in approved (i) [vocational] career and technical education programs for the 17 18 most recent year available for each area [vocational-technical] 19 career and technical school or school district that has been 20 approved for funding by the Department of Education by the 21 difference between the amount appropriated for career and technical education equipment grants and the sum of the funding 22 23 distributed under paragraph (1) to all area [vocational-24 technical] career and technical schools and school districts. 25 Divide the product from subparagraph (i) by the sum of (ii) 26 the average daily membership in approved [vocational] career and 27 technical education programs for the most recent year available for all area [vocational-technical] <u>career and technical</u> schools 28 29 and school districts that have been approved for funding by the 30 Department of Education.

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(c) The application to apply for funding under subsection
(b) shall be developed by the Department of Education within
thirty days of the effective date of this section and only
require the following, which may be collected electronically:
(1) Name, address, e-mail address and telephone number of
the area [vocational-technical] career and technical school or
school district.

8 (2) Name, e-mail address and telephone number of an employe 9 of the area [vocational-technical] <u>career and technical</u> school 10 or school district who will be available to answer questions 11 regarding the funding application.

12 (3) Description of the equipment for which the requested 13 funding will be used, the career and technical education program 14 in which the equipment will be used, the date on which the 15 occupational advisory committee recommended the purchase of the 16 equipment and verification that the equipment will be used for 17 technical classroom instruction.

18 (d) The Department of Education may not request or consider 19 any information other than the information provided in the 20 funding application.

(e) Each area [vocational-technical] <u>career and technical</u> school or school district with an approved [vocational] <u>career</u> and technical program that submits a completed funding application shall receive funding in the amount determined under subsection (b).

26 (f) If insufficient funds are appropriated to make payments 27 under subsection (b), payments shall be made on a pro rata 28 basis.

(g) For purposes of this section, "occupational advisorycommittee" shall mean an occupational advisory committee

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established under 22 Pa. Code Ch. 339 (relating to vocational 1 2 education). 3 SECTION 35.3. THE ACT IS AMENDED BY ADDING AN ARTICLE TO <--4 READ: 5 ARTICLE XVIII-A 6 SCHOOLS-TO-WORK PROGRAM 7 SECTION 1801-A. SCOPE OF ARTICLE. 8 THIS ARTICLE RELATES TO THE SCHOOLS-TO-WORK PROGRAM. 9 SECTION 1802-A. DEFINITIONS. 10 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE 11 CONTEXT CLEARLY INDICATES OTHERWISE: 12 13 "DEPARTMENT." THE DEPARTMENT OF LABOR AND INDUSTRY OF THE 14 COMMONWEALTH. "PROGRAM." THE SCHOOLS-TO-WORK PROGRAM ESTABLISHED UNDER 15 SECTION 1803-A. 16 "SCHOOL." A SCHOOL IN A SCHOOL DISTRICT, CHARTER SCHOOL, 17 18 REGIONAL CHARTER SCHOOL, CYBER CHARTER SCHOOL, INTERMEDIATE UNIT 19 OR CAREER AND TECHNICAL SCHOOL IN THIS COMMONWEALTH. "SPONSOR." AN ENTITY WHICH IS OR WILL BE REGISTERED WITH THE 20 21 DEPARTMENT AS A PRE-APPRENTICESHIP PROGRAM AND WHICH WILL HAVE 22 THE FULL RESPONSIBILITY FOR THE ADMINISTRATION AND OPERATION OF 23 THE PROGRAM. 24 SECTION 1803-A. SCHOOLS-TO-WORK PROGRAM. 25 (A) ESTABLISHMENT.--THE DEPARTMENT SHALL, IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, ESTABLISH A SCHOOLS-TO-WORK 26 27 PROGRAM TO AWARD GRANTS ON A COMPETITIVE BASIS TO SUPPORT THE 28 ESTABLISHMENT OR ENHANCEMENT OF WORKFORCE DEVELOPMENT 29 PARTNERSHIPS BETWEEN SCHOOLS, EMPLOYERS, ORGANIZATIONS OR 30 ASSOCIATIONS TO CREATE EMPLOYMENT AND TRAINING PATHWAYS.

1	(B) GRANT PROPOSALSIN ORDER TO APPLY FOR A GRANT UNDER
2	THE PROGRAM, A SPONSOR MUST SUBMIT A GRANT PROPOSAL TO THE
3	DEPARTMENT THAT INCLUDES ALL OF THE FOLLOWING:
4	(1) PARTNERSHIP WITH AT LEAST ONE SCHOOL.
5	(2) LEARNING OPPORTUNITIES FOR PARTICIPATING STUDENTS,
6	INCLUDING CLASSROOM TRAINING, WORKPLACE VISITS, INTERNSHIPS,
7	APPRENTICESHIPS, MENTORSHIPS, EMPLOYMENT OPPORTUNITIES,
8	SPECIAL EDUCATION TRANSITION, CAPSTONE COOPERATIVE EDUCATION,
9	JOB SHADOWING OR EXTERNSHIPS.
10	(3) IDENTIFICATION OF THE QUALIFICATIONS AND
11	CERTIFICATIONS NECESSARY TO FILL CURRENT AND ANTICIPATED
12	REGIONAL LABOR MARKET NEEDS.
13	(4) DESCRIPTION OF OUTCOMES FROM THE SUCCESSFUL
14	COMPLETION OF THE PROGRAM, WHICH MAY INCLUDE THE ATTAINMENT
15	OF INDUSTRY-RECOGNIZED QUALIFICATIONS AND CERTIFICATIONS OR
16	COLLEGE CREDITS, AND AN EXPLANATION OF HOW COLLEGE CREDITS
17	EARNED WILL BE TRANSCRIPTED AND TRANSFERRABLE.
18	(5) PATHWAYS FOR TRANSITION TO A REGISTERED
19	APPRENTICESHIP PROGRAM, POST-SECONDARY EDUCATION PROGRAM OR
20	EMPLOYMENT.
21	(6) DEMONSTRATION OF EXISTING QUALIFIED PROGRAM
22	PERSONNEL, OR IDENTIFICATION OF ADDITIONAL PERSONNEL NEEDED,
23	IF ANY, TO ESTABLISH OR INCREASE PROGRAM CAPACITY TO MEET OR
24	CONTRIBUTE TOWARD MEETING CURRENT AND ANTICIPATED REGIONAL
25	LABOR MARKET NEEDS.
26	(7) DESCRIPTION OF PROGRAM CURRICULA.
27	(8) A PROGRAM BUDGET, INCLUDING THE AMOUNT OF GRANT
28	MONEY BEING REQUESTED AND ANY ADDITIONAL FINANCIAL RESOURCES
29	BEING USED FOR THE PROGRAM.
30	(C) PRIORITY OF APPLICATIONS THE DEPARTMENT SHALL GIVE

1 PRIORITY TO PROPOSALS THAT:

2	(1) DEMONSTRATE A STRONG NEED TO BUILD NEW OR EXISTING
3	PROGRAM CAPACITY TO MEET OR CONTRIBUTE TOWARD MEETING CURRENT
4	AND ANTICIPATED REGIONAL LABOR MARKET NEEDS.
5	(2) INCORPORATE STUDENTS FROM GRADES NINE THROUGH
6	TWELVE.
7	(3) PRIORITIZE PROGRAM COMPLETION AND TRANSITION TO
8	POST-SECONDARY TRAINING, EDUCATION OR EMPLOYMENT.
9	(4) INVOLVE A PARTNERSHIP BETWEEN MULTIPLE SCHOOLS OR
10	SCHOOL DISTRICTS, EMPLOYERS, ORGANIZATIONS OR ASSOCIATIONS.
11	(5) DEMONSTRATE SUSTAINABILITY BY LEVERAGING ADDITIONAL
12	FINANCIAL OR PERSONNEL RESOURCES THAT WILL BE USED FOR THE
13	PROGRAM.
14	(D) GRANT DISTRIBUTIONTHE DEPARTMENT SHALL, IN
15	CONSULTATION WITH THE DEPARTMENT OF EDUCATION, AWARD GRANTS
16	UNDER THE PROGRAM. THE DEPARTMENT SHALL CONSIDER GEOGRAPHIC
17	DIVERSITY WHEN SELECTING GRANT RECIPIENTS.
18	(E) LIMITATIONGRANT MONEY MAY BE USED ONLY FOR THE
19	PURPOSES STATED IN THE GRANT PROPOSAL. ANY REMAINING GRANT MONEY
20	NOT USED FOR THE PROGRAM SHALL BE RETURNED TO THE DEPARTMENT.
21	SECTION 1804-A. REPORTING REQUIREMENTS.
22	(A) REPORTS TO THE DEPARTMENTA GRANT RECIPIENT SHALL BE
23	REQUIRED TO REPORT TO THE DEPARTMENT ANNUALLY DATA RELATED TO A
24	PROGRAM, INCLUDING ALL OF THE FOLLOWING:
25	(1) THE NUMBER OF STUDENTS WHO ENTERED THE PROGRAM,
26	SUCCESSFULLY COMPLETED THE PROGRAM OR EARNED INDUSTRY-
27	RECOGNIZED QUALIFICATIONS, CERTIFICATIONS OR COLLEGE CREDITS,
28	INCLUDING DESCRIPTIONS AND TOTALS OF EACH CREDENTIAL.
29	(2) THE NUMBER OF STUDENTS WHO TRANSITIONED TO POST-
30	SECONDARY TRAINING, EDUCATION OR EMPLOYMENT.

1 (3) OTHER DATA DEEMED RELEVANT OR NECESSARY BY THE 2 DEPARTMENT IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION. 3 (B) ANNUAL REPORTING. -- THE DEPARTMENT SHALL PROVIDE AN INITIAL REPORT TO THE GENERAL ASSEMBLY WITHIN TWO YEARS OF 4 COMMENCEMENT OF THE PROGRAM AND A REPORT EACH YEAR THEREAFTER 5 6 THAT THE PROGRAM IS IN EFFECT. 7 SECTION 1805-A. NOTICE OF FUNDING. UPON THE INITIAL APPROPRIATION OF SUFFICIENT MONEY TO CARRY 8 9 OUT THE PROVISIONS OF THIS ARTICLE OR A DETERMINATION BY THE 10 DEPARTMENT THAT SUFFICIENT MONEY IS AVAILABLE FROM EXISTING 11 SOURCES TO CARRY OUT THE PROVISIONS OF THIS ARTICLE, THE 12 DEPARTMENT SHALL TRANSMIT NOTICE THAT THE PROGRAM WILL BE 13 IMPLEMENTED WITH AVAILABLE FUNDS TO THE LEGISLATIVE REFERENCE 14 BUREAU FOR PUBLICATION IN THE PENNSYLVANIA BULLETIN. SECTION 1806-A. EXPIRATION. 15 16 THIS ARTICLE SHALL EXPIRE JUNE 30, 2024, OR FIVE YEARS AFTER 17 THE EFFECTIVE DATE OF THIS ARTICLE, WHICHEVER IS LATER. SECTION 35.4. SECTIONS 1922, 1925, 1901-A(4) AND (5), 1905-18 19 A(A)(7), 1913-A(B)(1.2), 1908-B(B), 1901-C(1) AND (6), 1901-D(5) 20 AND 1903-D(B)(1) OF THE ACT ARE AMENDED TO READ: 21 Section 1922. [Vocational] Career and technical Education 22 for Out-of-School Youth and Adults. -- The board of school 23 directors of any school district, when requested in writing by 24 twenty (20) or more out-of-school youth or adults having an 25 administratively feasible educational objective which has been 26 provided for in the State Plan for [Vocational] Career and 27 Technical Education for which facilities are available, shall 28 inaugurate and maintain such programs so long as enrollment 29 conditions warrant. 30 Section 1925. Pupils Less than Six or More than Twenty-

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1 one.--Any board of school directors may admit persons less than
2 six years of age, or more than twenty-one years of age, to
3 suitable special or [vocational] career and technical schools or
4 departments.

5 Section 1901-A. Definitions.--The following words and 6 phrases, as used in this article, shall, unless a different 7 meaning is plainly required by the context, have the following 8 meaning:

9 * * *

10 (4) "Community college" shall mean a public college or technical institute which is established and operated in 11 accordance with the provisions of this act by a local sponsor 12 13 which provides a two-year, postsecondary, college-parallel, terminal-general, terminal-technical, out-of-school youth or 14 15 adult education program or any combination of these. The 16 community college may also provide area [vocational-technical] career and technical education services and credit, nonremedial 17 18 college courses to secondary senior high school students.

19 "Community college plan" shall mean a plan prepared in (5) accordance with the policies, standards, rules and regulations 20 of the State Board of Education for the establishment or 21 operation of a community college and shall include a survey of 22 23 any industrial development and manpower needs of the area and of 24 any [vocational] career and technical and occupational shortage 25 and the means by which the community college program and 26 curriculum shall further industrial development, reduce unemployment and improve employable skills of residents of the 27 28 area to be served by the community college.

29 * * *

30 Section 1905-A. Powers and Duties of Board of Trustees.--(a) 20190SB0089PN1044 - 106 - The affairs of any community college established under this act shall be administered and supervised by a board of trustees. Subject to any law and to any policies, standards, rules and regulations adopted by the State Board of Education provided for community colleges, the board shall, for the purpose of establishing, operating and maintaining a community college, have the power, and its duty shall be:

8 * * *

9 (7) To enter into contracts for services to high schools of 10 member districts to provide area [vocational-technical] <u>career</u> 11 <u>and technical</u> education services.

12 * * *

13 Section 1913-A. Financial Program; Reimbursement of 14 Payments.--* * *

15 (b) ***

16 (1.2) The Secretary of Education, in consultation with the community colleges, shall promulgate standards for credit 17 18 courses and for noncredit courses that will be eligible for 19 Commonwealth reimbursement. The standards shall specifically 20 exclude from eligibility for reimbursement any course or program in [avocational] noncareer, nontechnical or recreational 21 pursuits. The standards shall be promulgated by the beginning of 22 23 the 1994-1995 fiscal year. Until such standards are promulgated, 24 no community college will be reimbursed for any credit course 25 which was offered by such college as a noncredit course during 26 the college's 1992-1993 fiscal year.

27 * * *

Section 1908-B. Individuals Eligible for Admission.--* * *
(b) The course of instruction shall be the equivalent level
of a two-year postsecondary institution which shall include

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[vocational-technical] career and technical education of no more than two years leading to the awarding of certificates or associate degrees, when approved by the Secretary of Education in accordance with rules and regulations established by the State Board for this level of education, for the purpose of fitting pupils to pursue effectively a recognized profitable employment.

8 Section 1901-C. Definitions. -- For purposes of this article, the following terms shall have the following meanings: 9 10 "Alternative education program" or "program." Any (1)applicant's program applying for funds under this article, which 11 12 program is implemented by a school district, an area 13 [vocational-technical] career and technical school, a group of 14 school districts or an intermediate unit, which removes 15 disruptive students from regular school programs in order to provide those students with a sound educational course of study 16 17 and counseling designed to modify disruptive behavior and return 18 the students to a regular school curriculum. Notwithstanding 19 section 1502, alternative education programs may operate outside 20 the normal school day of the applicant district, including 21 Saturdays. School districts and private alternative education institutions operating pursuant to the provisions of Article 22 23 XIX-E shall adopt a policy for periodic review of those students 24 placed in their respective alternative education program for 25 disruptive students. This review shall occur, at a minimum, at 26 the end of every semester the student is in the program or more 27 frequently at the district's or private alternative education 28 institution's discretion. The purpose of this review is to 29 determine whether or not the student is ready to return to the 30 regular school curriculum. Programs may include services for

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1 students returning from placements or who are on probation 2 resulting from being adjudicated delinquent in a proceeding 3 under 42 Pa.C.S. Ch. 63 (relating to juvenile matters) or who 4 have been judged to have committed a crime under an adult 5 criminal proceeding.

6 * * *

7 (6) "School." Any school classified by the Department of
8 Education as a middle school, junior high school, senior high
9 school or area [vocational-technical] career and technical
10 school.

11 * * *

12 Section 1901-D. Definitions.--For purposes of this article: 13 * * *

(5) "Postsecondary education resources." The term includes, 14 but is not limited to, area [vocational-technical] career and 15 16 technical schools, degree-granting institutions of higher education accredited by an accrediting agency recognized by the 17 18 Federal Government, institutions licensed under the act of 19 December 15, 1986 (P.L.1585, No.174), known as the "Private Licensed Schools Act, "professional, [vocational] career and 20 21 technical or occupational certification or licensure programs and educational technology. 22

23 * * *

24 Section 1903-D. Powers and Duties of Community Education 25 Council.--* * *

(b) Postsecondary educational opportunities may include, butare not limited to, any of the following:

(1) Programs, courses or classes leading to professional,
[vocational] <u>career and technical</u> or occupational certification
or licensure, an associate degree, a bachelor's degree or a

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master's degree. 1 * * * 2 3 Section 36. The definition of "school entity" in section 1901-E of the act is amended to read: 4 5 Section 1901-E. Definitions.--For purposes of this article, 6 the following terms shall have the following meanings: * * * 7 8 "School entity." A school district, joint school, charter school, area [vocational-technical] career and technical school, 9 10 combination of school districts or intermediate unit. Section 37. The definition of "eligible applicant" in 11 section 1901-F of the act is amended to read: 12 Section 1901-F. Definitions. 13 14 The following words and phrases when used in this article 15 shall have the meanings given to them in this section unless the 16 context clearly indicates otherwise: * * * 17 18 "Eligible applicant." Any of the following: 19 (1) An institution of higher education. 20 (2) An institution of higher education in partnership with one or more of the following: 21 (i) Another institution of higher education. 22 23 (ii) An area [vocational-technical] <u>career and</u> 24 technical school or [ATVS] area vocational-technical 25 school, as defined under 22 Pa. Code § 4.3 (relating to 26 definitions). (iii) A community education council as defined under 27 28 section 1901-D. 29 (iv) A private licensed school as the term is defined under section 2 of the act of December 15, 1986 30

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(P.L.1585, No.174), known as the Private Licensed Schools Act, that is authorized to confer the degree of Associate in Specialized Technology or Associate in Specialized Business and is accredited by the Accrediting Commission of Career Schools and Colleges of Technology or the Accrediting Council for Independent Colleges and Schools. * * *

8 Section 38. Sections 1906-G(a)(2) and 1907-G(a)(9) of the 9 act are amended to read:

10 Section 1906-G. Establishment.

(a) General rule.--No later than December 31, 2016, the board of trustees appointed under section 1905-G shall submit to the secretary a proposed rural regional college plan in such form and containing such information as the secretary may require. In addition to other information which may be required by the secretary, the plan shall include the following:

17

18 (2) A survey of the educational, [vocational] career and 19 technical and occupational needs of the area and the means by 20 which the proposed rural regional college will meet those 21 needs, reengage high school dropouts to earn their secondary 22 credentials and postsecondary credentials or industry 23 certification, reduce unemployment and improve the employable 24 skills of residents of the area to be served by the rural 25 regional college.

26

* * *

* * *

27 Section 1907-G. Powers and duties of board of trustees.
28 (a) General rule.--The board of trustees appointed under
29 section 1905-G shall administer and supervise the affairs of the
30 rural regional college established under this article. Subject

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1 to any other law and to any regulations promulgated by the State 2 Board pertaining to rural regional colleges, the board of 3 trustees shall have the following powers and duties:

4

5 (9) To enter into contracts for services to high schools 6 located in the area designated by the secretary under section 7 1904-G to provide services, including area [vocational-8 technical] <u>career and technical</u> education services.

9 * * *

Section 39. The definition of "low-achieving school" in section 2002-B of the act is amended to read:

12 Section 2002-B. Definitions.

* * *

13 The following words and phrases when used in this article 14 shall have the meanings given to them in this section unless the 15 context clearly indicates otherwise:

16 * * *

"Low-achieving school." A public school that ranked in the 17 18 lowest 15% of the school's designation as an elementary school 19 or a secondary school based on combined mathematics and reading 20 scores from the annual assessment administered in the previous school year and for which the Department of Education has posted 21 results on the Department of Education's publicly accessible 22 23 Internet website. The term does not include a charter school, 24 cyber charter school or area [vocational-technical] career and 25 technical school.

26 * * *

27 Section 40. The definition of "school entity" in section 28 2001-H of the act, added June 22, 2018 (P.L.241, No.39), is 29 amended to read:

30 Section 2001-H. Definitions.

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1 The following words and phrases when used in this article 2 shall have the meanings given to them in this section unless the 3 context clearly indicates otherwise:

4 * * *

"School entity." A school district, intermediate unit, area 5 [vocational-technical] <u>career and technical</u> school, charter 6 7 school, cyber charter school or regional charter school. 8 Section 41. Sections 2110(b), 2401(8), 2501(1), (9), (10), (11), (11.1) and (14.1), 2502(a) and (c), 2502.6(b), 2502.8, 9 10 2506.1, 2507, 2508, 2508.1, 2508.3, 2508.4, 2508.5, 2509.5(n)(1) (i), (r)(1)(i), (w)(1)(i) and (dd)(1)(i) and (iii)(A), 2513.1, 11 2515, 2518 second paragraph, 2552.1(a), (a.1) and (b), 2561 12 13 introductory paragraph and (4), 2562, 2563, 2574(e), 2574.2, 14 2574.3(a), 2575(b), 2577(b) and (c), 2578(b), 2593 heading and 15 (b), 2594, 2595(b), (c)(1)(iv) and (h), 2597.3, 2597.4(2)(iv), 16 2597.5(c)(4), 2599(b) and (d)(6), 2599.1(c), 2599.2(f), 2602-B(e) and (f) and 2604-B(b)(2)(i) and (3) of the act are amended 17 18 to read:

19 Section 2110. Eligible Lists of Persons Qualified to Teach;
20 Appointments.--* * *

21 Except as superintendent of schools, associate (b) superintendent, assistant district superintendent, director of a 22 23 special branch, or as a principal of a high school, junior high 24 school, state teachers' college, or [vocational] career and 25 technical school, no person shall be appointed, promoted, or 26 transferred to any educational position in the public school system, in school districts of the first class, whose name does 27 28 not appear among the three highest names upon the proper 29 eligible list, and in school districts of the first class A, 30 whose name does not appear among the top five names upon the

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1 proper eligible list, or within the top ten per centum (10%) of 2 the names upon the list, whichever is greater. No person holding 3 a position at the time of the passage of this act shall be 4 displaced by the above provisions.

5 Section 2401. By Whom Audited.--The finances of every school 6 district and of every joint school board, in every department 7 thereof, together with the accounts of all school treasurers, 8 school depositories, teachers' retirement funds, teachers' 9 institute funds, directors' association funds, sinking funds, 10 and other funds belonging to or controlled by the district, 11 shall be properly audited as follows:

12 * * *

13 [(8) In county vocational school districts, by the county 14 auditors or county controller.]

15 * * *

Section 2501. Definitions.--For the purposes of this article the following terms shall have the following meanings:

"District Pupils" of a school district shall designate 18 (1)all pupils enrolled in the public schools of the Commonwealth, 19 and of adjacent states, who are residents of a given school 20 21 district. [, except those pupils who are enrolled in the public schools maintained by the vocational school district, the 22 territorial limits of which include the school district. 23 24 "District Pupils" of a vocational school district shall 25 designate all pupils enrolled in the public schools, maintained 26 by the vocational school district who are residents of the district.] 27

28 * * *

29 (9) "Real Property Valuation." A school district's[, 30 vocational school district's] or municipality's real property 20190SB0089PN1044 - 114 - 1 valuation, to be used for purposes of computing the basic 2 account standard reimbursement fraction, the subsidiary account 3 reimbursement fraction, the aid ratio, the market value/income 4 aid ratio and the equalized millage, shall be the valuation 5 placed upon its taxable real property by the State Tax 6 Equalization Board.

7 * * *

8 (10) "Number of District Teaching Units for Purposes of Determination of Basic Account Standard Reimbursement Fraction, 9 10 and Subsidiary Account Reimbursement Fraction." A school 11 district's [or vocational school district's] number of district 12 teaching units for purposes of determination of the basic 13 account standard reimbursement fraction and the subsidiary 14 account reimbursement fraction shall be obtained as follows: (i) 15 divide by twenty-two (22) the number of district pupils in 16 average daily membership in a public high school and in high 17 school grades of a laboratory school of a State-owned college 18 during the preceding school term, (ii) divide by thirty (30) the 19 number of district pupils in average daily membership in a 20 public elementary school and laboratory school of a State-owned 21 college during the preceding school term, and (iii) add the 22 quotients obtained under (i) and (ii) above, except when the 23 pupil-teacher ratio exceeds thirty-three (33), in which case, 24 the sum obtained under (i) and (ii) above shall be multiplied by 25 thirty-three (33) and the product so obtained shall be divided 26 by the pupil-teacher ratio of the district. No school district 27 [or vocational school district] shall be credited with less than 28 one teaching unit. No school district [or vocational school 29 district] shall be assigned a basic account standard reimbursement fraction lower in value than the minimum 30

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instruction subsidy divided by the maximum instruction subsidy. 1 2 All one-room schools operated in accordance with the provisions 3 of this act shall, if their operation is approved, be credited with at least one teaching unit. The State Board of Education 4 shall withhold its approval of any one-room one-teacher school, 5 unless (i) topography, distance or condition of roads are such 6 as to make transportation of pupils impractical, or (ii) it is 7 8 impossible to accommodate pupils in existing graded schools in the district or other districts, or (iii) the district is 9 10 financially unable to construct a consolidated school.

(11) "Actual Instruction Expense Per Elementary Teaching 12 13 Unit, Actual Instruction Expense Per Elementary Teaching Unit in a Laboratory School of a State-owned College, Actual Instruction 14 15 Expense Per Secondary Teaching Unit, Actual Instruction Expense 16 Per Secondary Teaching Unit in a Laboratory School of a Stateowned College, Actual Instruction Expense Per Joint Elementary 17 18 Teaching Unit, Actual Instruction Expense Per Joint Secondary 19 Teaching Unit, Actual Instruction Expense Per Area Technical School Teaching Unit." In 1958 in the month of September and 20 thereafter annually in the month of September, the Department of 21 [Public Instruction] <u>Education</u> shall calculate for each school 22 23 district for the immediately preceding school year the actual 24 instruction expense per elementary teaching unit for elementary 25 pupils educated in the district's public schools, the actual instruction expense per secondary teaching unit for secondary 26 pupils educated in the district's public schools, the actual 27 28 instruction expense per joint elementary teaching unit for 29 elementary pupils educated in elementary schools of jointures of which the district is a member, the actual instruction expense 30

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* * *

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per joint secondary teaching unit for secondary pupils educated 1 2 in secondary schools of jointures of which the district is a 3 member, the actual instruction expense per area technical school teaching unit for pupils educated in area technical schools in 4 which the district participates, the actual instruction expense 5 per elementary teaching unit for elementary pupils residing in 6 7 the district and educated in the public schools of other 8 districts within the Commonwealth, and the actual instruction expense per secondary teaching unit for secondary pupils 9 10 residing in the district and educated in the public schools of 11 other districts within the Commonwealth. In each case, actual 12 instruction expense per teaching unit shall be the sum of (i) 13 and (ii) below but in no case shall include expenses for debt 14 service, capital outlay, rentals of capital facilities and 15 equipment, salaries and expenses for school nurses, for medical 16 and dental services, for driver education courses, for 17 reimbursable transportation of pupils, for tuition paid to other 18 school districts, for reimbursable board and lodging in lieu of 19 transportation, for salaries of directors and supervisors of 20 special education, public school psychologists, principals of 21 special schools and assistants, teachers of approved special classes for physically and mentally handicapped children, clerks 22 23 and assistants employed in programs for special education, for 24 school district contributions to the retirement fund on behalf 25 of directors and supervisors of special education, public school 26 psychologists, principals of special schools and assistants, teachers of approved special classes for physically and mentally 27 28 handicapped children, clerks and assistants employed in programs 29 for special education, for the cost of textbooks and supplies of the second class used in special education classes or schools, 30

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1 for extension schools and classes, for extension recreation 2 activities, for [vocational] career and technical extension 3 education, or for instruction of homebound children. (i) Expenses of general control per teaching unit. Expenses of 4 general control shall include: salaries, supplies and other 5 expenses of the secretary's office; commission or salary of 6 7 treasurer, tax collector, auditors and legal service; expenses of census enumeration and other expenses of business 8 administration; salaries of the superintendent of schools and 9 10 clerks of the superintendent of schools; expenses of supplies 11 and other expenses of the superintendent of schools' office; and 12 other expenses of general control. In the case of computation of 13 actual instruction expense per elementary teaching unit for district pupils educated in the schools of the district and for 14 15 district pupils educated in the public schools of other 16 districts within the Commonwealth and actual instruction expense per secondary teaching unit for district pupils educated in the 17 18 schools of the district and for district pupils educated in the 19 public schools of other districts within the Commonwealth, 20 expenses of general control per teaching unit shall be 21 calculated by dividing the foregoing listed expenses of general 22 control of the school district by the number of teaching units 23 based on the number of all pupils who are residents of the 24 school district and are in average daily membership in the 25 public schools of the Commonwealth. In the case of computation 26 of actual instruction expense per joint elementary teaching unit and actual instruction expense per joint secondary teaching 27 28 unit, expenses of general control per teaching unit shall be 29 calculated by dividing the foregoing listed expenses of general 30 control of the school district by the number of teaching units

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based on the number of all pupils who are residents of the 1 2 school district and are in average daily membership in the 3 public schools of the Commonwealth, and adding thereto the quotient obtained by dividing the foregoing listed expenses of 4 general control of the joint school district by the number of 5 6 joint teaching units based on the number of pupils who are residents of school districts that are members of the joint 7 8 school district and are in average daily membership in the schools of the joint school district. In the case of computation 9 10 of actual instruction expense per area technical school teaching 11 unit, expenses of general control per teaching unit shall be 12 computed by dividing the foregoing listed expenses of general 13 control of the school district by the number of teaching units 14 based on the total number of all pupils who are residents of the 15 school district and are in average daily membership in the 16 public schools of the Commonwealth, and adding thereto the quotient obtained by dividing the foregoing listed expenses of 17 18 general control of the area technical school by the number of 19 area technical school teaching units based on the number of 20 pupils who are residents of districts participating in the area 21 technical school and are in average daily membership in the area technical school. (ii) Expenses of the school district, joint 22 23 school district, area technical school, or such other school 24 district within the Commonwealth in which the districts' pupils 25 are educated, as the case may be, on account of instruction, 26 auxiliary agencies and coordinate activities, operation of school plant, maintenance of school plant, and fixed charges, 27 28 and each separately for elementary and for secondary schools, 29 per teaching unit, calculated by dividing the sums of (a), (b), 30 (c), (d), and (e) below by the numbers of elementary, secondary,

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joint elementary, joint secondary, and area technical school 1 2 teaching units, respectively, based on the number of all pupils 3 on an equivalent full-time basis in average daily membership in the public schools of the district, or joint district, or the 4 area technical school, or other school district within the 5 6 Commonwealth in which pupils of the district are educated, as 7 the case may be; (a) expenses of instruction, to include 8 salaries of supervisors and other expenses of supervisors, salaries of principals and principals' clerks, supplies of the 9 principals' offices, other expenses of supervision, teachers' 10 11 and teacher-librarians, salaries, textbooks, library books, 12 supplies used in instruction including library supplies, 13 expenses of attending teachers' institutes, commencement 14 exercise and exhibit expenses, and other expenses of 15 instruction, (b) expenses of auxiliary agencies and coordinate 16 activities, to include salaries, books, repairs, replacements, 17 and other expenses of public libraries, and non-reimbursable 18 transportation and board and lodging in lieu of transportation, 19 and provisions for tubercular and undernourished children, 20 community lectures, social centers and recreation, enforcement 21 of attendance, and other expenses of auxiliary agencies and coordinate activities, (c) expenses of operation of school 22 23 plant, to include wages of janitors and other employes, fuel, 24 water, light, power, janitors' supplies, care of grounds, 25 services other than personal, telephone rental, and other 26 expenses of operation, (d) expenses of maintenance of school plant, to include upkeep of grounds, repair of buildings, 27 28 repairs and replacements, heating, plumbing, lighting, apparatus 29 used in instruction, furniture, and other equipment, (e) expenses of fixed charges, to include payments made to the 30

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retirement board, rent, all insurance, and other fixed charges: 1 2 Provided, That the actual instruction expense for elementary 3 teaching unit for district pupils educated in the elementary grades of a laboratory school of a State-owned college and the 4 5 actual instruction expenses for secondary teaching unit for district pupils educated in the high school grades of a 6 7 laboratory school of a State-owned college shall be computed by 8 (i) dividing the total amount of money paid to the State-owned college by the resident district for the education of all 9 10 resident elementary children enrolled in a laboratory school of a State-owned college by the number of such elementary teaching 11 12 units based on the total number of such resident children in 13 average daily membership in the laboratory school, (ii) dividing 14 the total amount of money paid to the State-owned college by the 15 resident district for the education of all resident secondary 16 children enrolled in a laboratory school of a State-owned college by the number of such secondary teaching units based on 17 18 the total number of such resident children in average daily 19 membership in the laboratory school. The teaching units are 20 computed on the basis of thirty (30) equivalent full time 21 elementary children and twenty-two (22) equivalent full time 22 secondary children.

23 (11.1)"Actual Instruction Expense per Weighted Average 24 Daily Membership." For the school year 1966-1967, and each 25 school year thereafter, the [Superintendent of Public 26 Instruction] Secretary of Education shall calculate for each school district the actual instruction expense per weighted 27 28 average daily membership for each district pupil. The actual 29 instruction expense shall include all General Fund expenses of the district except those for health services, transportation, 30

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debt service, capital outlay, home-bound instruction, and 1 2 outgoing transfers to community colleges and technical 3 institutes. From this cost shall be deducted the amount received from the State for driver's education; special class operation; 4 [vocational] <u>career and technical</u> curriculums; area [vocational] 5 career and technical schools; payments of tuition by district 6 7 patrons, parents, the State and Federal government; and all 8 moneys received from the State or Federal government under Public Laws 89-10 (Elementary and Secondary Education Act), 88-9 10 452 (Economic Opportunity Act), and 87-415 (Manpower Training and Development Act) and for projects under section 2508.3 of 11 12 this act. The actual instruction expense so determined, when 13 divided by the weighted average daily membership for the 14 district shall be the actual instruction expense per weighted 15 average daily membership.

16 * * *

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"Market Value/Income Aid Ratio." For purposes of 17 (14.1)reimbursement to a school district under subsections (d), (e), 18 19 and (f) of section 2502, section 2502.8, section 2502.22, 20 section 2502.25, section 2502.26 and section 2592, or to an intermediate unit or area [vocational-technical] career and 21 technical school, shall be the Commonwealth's method of 22 23 determining the combined market value and income wealth for each 24 pupil, and shall be computed, for the school year for which 25 reimbursement is being paid, as follows:

(a) (i) Divide the market value per weighted average daily
membership of the district, intermediate unit or area
[vocational-technical] career and technical school by the market
value per weighted average daily membership of the State;
(ii) Determine the product of subsection (a)(i) multiplied

1 by .5;

2 (iii) Subtract the resultant product in subsection (a)(ii)
3 from 1.000 to determine the market value portion of the aid
4 ratio.

(iv) For purposes of the calculation described in subsection 5 6 (a) (i) through (iii), the market value of a district shall be 7 the real property valuation of the district for the calendar 8 year that concluded during the school year immediately preceding the school year for which reimbursement is being paid. The 9 10 market value of an intermediate unit or area [vocationaltechnical] career and technical school shall be the sum of the 11 real property valuations of each of its component districts for 12 13 the calendar year that concluded during the school year 14 immediately preceding the school year for which reimbursement is 15 being paid. The weighted average daily membership of a district 16 shall be the weighted average daily membership for the school year immediately preceding the school year for which 17 18 reimbursement is being paid. The weighted average daily 19 membership of an intermediate unit or area [vocational-20 technical] career and technical school shall be the sum of the weighted average daily memberships of each of its component 21 districts for the school year immediately preceding the school 22 year for which reimbursement is being paid. 23

(b) (i) Divide the income per weighted average daily membership of the district, the intermediate unit or area [vocational-technical] career and technical school by the average personal income per weighted average daily membership of the State;

29 (ii) Determine the product of subsection (b)(i) multiplied 30 by .5;

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(iii) Subtract the resultant product in subsection (b)(ii)
 from 1.000 to determine the income aid ratio.

3 (iv) For purposes of the calculation described in subsection (b) (i) through (iii), the income of a district shall be the 4 personal income valuation of the district. The income of an 5 intermediate unit or area [vocational-technical] career and 6 7 technical school shall be the sum of the personal income 8 valuations of each of its component districts. The weighted average daily membership of the district shall be the weighted 9 average daily membership for the school year immediately 10 preceding the school year for which reimbursement is being paid. 11 12 The weighted average daily membership of an intermediate unit or 13 area [vocational-technical] career and technical school shall be 14 the sum of the weighted average daily memberships of each of its 15 component districts for the school year immediately preceding 16 the school year for which reimbursement is being paid.

17 (c) Add sixty percent (60%) of the market value aid ratio to 18 forty percent (40%) of the income aid ratio to determine the 19 market value/income aid ratio.

20 (d) For payments beginning in the 1989-1990 school year and each school year thereafter, the Department of Education shall 21 utilize an adjusted personal income valuation for the 1987 tax 22 23 year and each tax year thereafter respectively in computing the 24 market value/income aid ratio for such districts. The adjusted 25 personal income valuation shall be calculated by dividing the 26 total out-of-State tax credits claimed by the residents of a school district by the State personal income tax rate and 27 28 subtracting that amount from the total personal income valuation 29 for the individual school district. The State total personal income valuation shall remain that as certified by the 30

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Department of Revenue and shall not be adjusted to reflect out of-State tax credits.

3 * * *

Section 2502. Payments on Account of Instruction .-- (a) 4 Every school district [and every vocational school district] 5 shall be paid by the Commonwealth on account of the instruction 6 of pupils an amount to be determined by multiplying the numbers 7 8 of elementary, secondary, joint elementary, joint secondary, State-owned college laboratory school, or area technical school 9 10 teaching units, each based on the number of all pupils, except kindergarten pupils, who are residents of the district and are 11 in average daily membership in the district's public schools, 12 13 joint elementary schools, joint high schools, laboratory schools of State-owned colleges, or area technical schools respectively, 14 15 and in the case of kindergarten pupils based on the number of 16 kindergarten teachers employed: Provided, That for the school year 1962-1963, and for each school year thereafter, the number 17 18 of equivalent full time kindergarten teachers in a laboratory 19 school of a State-owned college shall be prorated among all the 20 districts having children enrolled in the laboratory school kindergarten on the basis of the total number of kindergarten 21 pupils who are legal residents of such districts and who are in 22 23 average daily membership in the laboratory school kindergarten, 24 and for the school year 1957-1958 and for each school year thereafter, the numbers of elementary or secondary teaching 25 26 units, each based on the number of all pupils who are residents of the district and who are in average daily membership in the 27 28 elementary schools or secondary schools of other school 29 districts within the Commonwealth, by the district's basic account standard reimbursement fraction; and for the school year 30

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1955-1956 by four thousand nine hundred dollars (\$4900); for the 1 2 school year 1956-1957 by five thousand three hundred dollars 3 (\$5300); for the school year 1957-1958 and for each school year thereafter by the lesser of actual instruction expense per 4 elementary, secondary, joint elementary, joint secondary, 5 laboratory school elementary, laboratory school secondary, area 6 technical school, elementary educated in the public schools of 7 8 other districts within the Commonwealth, secondary educated in the public schools of other districts within the Commonwealth 9 10 teaching unit, each as the case may be, or five thousand eight hundred dollars (\$5800); for the school year 1962-1963 by the 11 lesser of actual instruction expense per elementary, secondary, 12 13 joint elementary, joint secondary, laboratory school elementary, 14 laboratory school secondary, area technical school, elementary 15 educated in the public schools of other districts within the 16 Commonwealth, secondary educated in the public schools of other districts within the Commonwealth teaching unit, each as the 17 18 case may be, or six thousand five hundred dollars (\$6500); and 19 for the school year 1963-1964 and for each school year 20 thereafter by the lesser of actual instruction expense per elementary, secondary, joint elementary, joint secondary, 21 laboratory school elementary, laboratory school secondary, area 22 23 technical school, elementary educated in the public schools of 24 other districts within the Commonwealth, secondary educated in 25 the public schools of other districts within the Commonwealth 26 teaching unit, each as the case may be, or six thousand eight hundred dollars (\$6800). For the school year 1953-1954 and each 27 28 school year thereafter, teaching units shall be based on the 29 number of all pupils, except kindergarten pupils, who are 30 residents of the school district in average daily membership in

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the district's public schools in State-owned college laboratory 1 2 schools and in elementary schools and high schools operated by 3 joint boards of which the district of residence is a member, and in area technical schools in which the district of residence 4 5 participates. In the case of kindergarten pupils, teaching units 6 shall be one for each kindergarten teacher employed by the district: Provided, That for the school year 1957-1958 and for 7 8 each school year thereafter, additional teaching units shall be based on the numbers of all pupils who are residents of the 9 10 district and are in average daily membership in the elementary schools of other districts in the Commonwealth or who are in 11 average daily membership in the secondary schools of other 12 13 districts within the Commonwealth: Further provided, That in the 14 case of such pupils teaching units shall be calculated on the 15 basis of thirty-five (35) elementary pupils and twenty-six (26) 16 secondary pupils per teaching unit, respectively.

17 * * *

18 (c) For no year shall any school district [or vocational school district] receive less than the minimum subsidy per 19 20 teaching unit, nor shall any school district of the first class A, during the school year 1953-1954 for the school year 1952-21 1953, or during the school year 1954-1955 for the school year 22 23 1953-1954, or during the school year 1955-1956 for the school 24 year 1954-1955, receive less per teaching unit than the amount 25 received by any district of the first class.

26 * * *

27 Section 2502.6. Proportionate Reduction of Payments.--* * * 28 (b) If the sums appropriated for the 1982-1983 school year 29 and each school year thereafter are not sufficient to pay in 30 full the total amounts to which all qualified school districts,

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intermediate units, area [vocational-technical] career and 1 2 technical schools and nonpublic schools are entitled to receive under the provisions of sections 917.1-A, 919.1-A, 922.1-A, 923-3 A(d) and 2502.8 for such year, the allocations to the school 4 districts, intermediate units, area [vocational-technical] 5 <u>career and technical</u> schools and nonpublic schools shall be 6 7 proportionately reduced to the extent necessary to bring the 8 aggregate of the school district, intermediate unit, area [vocational-technical] career and technical school and nonpublic 9 10 school allocations within the limits of the amounts 11 appropriated.

12 Section 2502.8. Payments on Account of Pupils Enrolled in 13 [Vocational] Career and Technical Curriculums.--(a) For the 14 purpose of reimbursement in accordance with this section, 15 [vocational] <u>career and technical</u> curriculums are agriculture education, marketing and distributive occupational education, 16 health occupations education, [home economics] family and 17 18 consumer sciences education (gainful), business education, computer and information technology, technical education, trade 19 and industrial education, or any other occupational oriented 20 program approved by the Secretary of Education. 21

22 For the 1981-1982 school year through the 1984-1985 (b) 23 school year, each school district so entitled shall be paid, in 24 addition to any other subsidy to which it is entitled, an amount 25 on account of resident pupils enrolled in [vocational] career 26 and technical curriculums; for the 1985-1986 school year through 27 the 1999-2000 school year, each school district and area [vocational-technical] <u>career and technical</u> school shall be paid 28 29 an amount on account of students enrolled in [vocational] career 30 and technical curriculums; for the 2000-2001 school year and

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1 each school year thereafter, each school district, area
2 [vocational-technical] career and technical school and charter
3 school shall be paid an amount on account of students enrolled
4 in [vocational] career and technical curriculums, determined as
5 follows:

(1) Determine the increase in the weighted average daily 6 7 membership by multiplying the number of students in average 8 daily membership in [vocational] career and technical_ curriculums in area [vocational-technical] career and technical_ 9 10 schools by twenty-one hundredths (.21) and the number of 11 students in average daily membership in school district and 12 charter school [vocational] <u>career and technical</u> curriculums by 13 seventeen hundredths (.17).

14 (2) Multiply the lesser of the district's actual instruction 15 expense per weighted average daily membership or the base earned 16 for reimbursement by the market value/income aid ratio or by 17 three hundred seventy-five thousandths (.375), whichever is 18 greater.

19 Multiply the increase in weighted average daily (3) 20 membership determined in clause (1) by the result of clause (2). 21 For the 1985-1986 through 1999-2000 school years, the (4) Commonwealth shall pay the amount required by this section to 22 23 the school district or area [vocational-technical] career and 24 technical school which provides the program upon which 25 reimbursement is based.

(5) For the 2000-2001 school year and each school year thereafter, the Commonwealth shall pay the amount required under this section to the school district, area [vocational-technical] <u>career and technical</u> school or charter school which provides the programs upon which reimbursement is based.

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1 (c) For the school year 1998-1999, any additional funding 2 provided by the Commonwealth over the amount provided for the 3 school year 1997-1998 will be distributed to area [vocational-4 technical] <u>career and technical</u> schools and to school districts 5 with eight (8) or more [vocational] <u>career and technical</u> 6 programs based on subsection (b).

7 For the school year 1999-2000, any additional funding (d) 8 provided by the Commonwealth over the amount provided for the school year 1998-1999 will be distributed to area [vocational-9 10 technical] career and technical schools, to school districts with eight (8) or more [vocational] career and technical 11 12 programs and to school districts offering a [vocational] career_ 13 and technical agricultural education program, based on 14 subsection (b).

15 (e) For the school year 2000-2001 and each school year 16 thereafter, any additional funding provided by the Commonwealth 17 over the amount provided for the school year 1998-1999 will be 18 distributed to area [vocational-technical] career and technical_ 19 schools, to school districts and charter schools with eight (8) or more [vocational] career and technical programs and to school 20 21 districts and charter schools offering a [vocational] career and 22 technical agricultural education program based on subsection 23 (b).

Section 2506.1. Payments on Account of Approved Adult Program Travel.--(a) Every school district and area [vocational-technical] <u>career and technical</u> school shall be paid by the Commonwealth for every school year, on account of approved adult [vocational] <u>career and technical</u> program traveling expenses in the discharge of teaching and supervisory responsibilities of teachers, coordinators, supervisors and

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1 directors in [vocational] career and technical education, eighty
2 per centum (80%) of the sum expended by the school district or
3 area [vocational-technical] career and technical school for such
4 approved travel.

5 (b) For the 1991-1992 school year and each school year thereafter, the Commonwealth shall pay the amount required by 6 7 this section to the school district or area [vocational-8 technical] career and technical school which provides the program upon which such reimbursement is based. 9 10 Section 2507. Payments on Account of Approved [Vocational] Career and Technical Extension Classes and Pre-employment 11 12 Training.--Every school district and every [vocational school 13 district and area vocational-technical] area career and 14 technical school, regardless of classification, shall be paid by 15 the Commonwealth for every school year, on account of approved 16 [vocational] career and technical extension classes and pre-17 employment training, eighty per cent (80%) of the sum which was 18 expended by the district or area [vocational-technical] career_ 19 and technical school for the compensation of [vocational] career_ 20 and technical extension and pre-employment training teachers and 21 supervisors. For the purpose of computing reimbursement, the 22 maximum compensation shall be four dollars (\$4.00) per hour for 23 the 1985-1986 through the 1989-1990 school years and eight 24 dollars and sixty cents (\$8.60) per hour for the 1990-1991 25 school year and each school year thereafter and the amount 26 expended for supervisory salaries shall not exceed twenty per 27 cent (20%) of the sum expended for teachers' salaries: Provided, 28 That in special cases when travel time or unusual preparation of 29 instructional materials or other factors result in an inadequate 30 compensation, the Department of Education may approve additional

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1 reimbursable employment time for such additional services upon 2 the submission of adequate substantiative evidence from the 3 responsible superintendent of schools. For the 1985-1986 school year and each school year thereafter, the Commonwealth shall pay 4 the amount required by this section to the school district or 5 area [vocational-technical] <u>career and technical</u> school which 6 provided the approved [vocational] career and technical 7 8 extension classes and pre-employment training for which reimbursement is made. 9

10 Section 2508. Distribution of Unencumbered Funds for [Vocational] Career and Technical Education.--The State Board 11 [for Vocational] of Career and Technical Education shall 12 13 administer the allocation of Federal and State [vocational] 14 career and technical education funds which are otherwise unencumbered. Allocations shall be made for the furtherance of 15 16 the provisions of the State and Federal [vocational] career and 17 technical education acts with emphasis on the improvement of 18 facilities, reimbursement of teachers' salaries, research and 19 projects which will contribute to the economic welfare of youth 20 and adults.

21 Section 2508.1. Payment on Account of Equipment Purchased for Area [Vocational-Technical] Career and Technical Schools and 22 23 Technical Institutes. -- Every area [vocational-technical] career_ 24 and technical board operating approved area [vocational-25 technical] career and technical schools or technical institutes 26 shall be paid by the Commonwealth, annually, on account of instructional equipment approved by the Department of [Public 27 28 Instruction] Education, purchased and installed, a proportionate 29 share of Federal and State funds available and expendable for that purpose. The Department of [Public Instruction] Education 30

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may make advanced payment of available but unencumbered State 1 2 and Federal funds to expedite the purchase of equipment. 3 Section 2508.3. Payments for [Vocational] Career and Technical Training of Recipients of Public Assistance and 4 Unemployment Compensation. -- The State Board [for Vocational] of 5 Career and Technical Education shall establish rules and 6 7 regulations and thereunder, approve and authorize payment of the 8 full cost of intensive [vocational] career and technical education classes for qualified public assistance recipients or 9 10 other unemployed, to take definite available employment which 11 may be contingent upon such training.

12 The State Board [for Vocational] of Career and Technical_ 13 Education shall further establish rules and regulations and 14 thereunder approve and authorize payments from funds 15 specifically appropriated for that purpose up to the full cost, 16 including administration, of intensive [vocational] career and 17 technical educational classes to increase skill levels for those 18 persons for whom there are no public training programs available 19 as the unfilled and expanding needs of the Pennsylvania economy 20 shall require in the following categories:

21 (1) Part-time workers not otherwise employed;

(2) Employed persons who are working below their skilllevels and capacities.

Said rules and regulations shall further provide for the implementation of emergency training programs, as the needs of the Pennsylvania economy and the requirements of the abovecategorized persons shall require. The board shall authorize said emergency programs and the funding thereof, under said rules and regulations as the necessity therefor shall become apparent.

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Said board shall, from time to time, conduct necessary
 studies and surveys to determine the need for the establishment
 of said programs and facilities as the needs of the Pennsylvania
 economy and such persons shall require.

5 Section 2508.4. Payments on Account of Improvements and Additions in [Vocational-Technical] Career and Technical 6 Curriculums.--Every area [vocational] <u>career and technical</u> board 7 8 operating an approved program of [vocational] career or technical education in its own or rented space shall be paid by 9 10 the Commonwealth for every school year on account of approved 11 replacement, updating and improvement of equipment and on 12 account of approved new or additional equipment up to fifty per 13 cent of the cost of such improvements and additions.

14 Section 2508.5. Payment on Account of Equipment Purchased for Area [Vocational-Technical] Career and Technical Schools and 15 16 School Districts.--(a) For the 2013-2014 school year, each area [vocational-technical] career and technical school and school 17 18 district with an approved [vocational] career and technical_ 19 program that applies to and is approved by the Department of 20 Education under subsection (b) for funding for the purchase of 21 equipment that meets industry standards for the purpose of 22 training to students shall receive a grant in an amount equal to 23 the sum of the following:

(1) An equal share of one million five hundred thousand dollars (\$1,500,000), determined by dividing one million five hundred thousand dollars (\$1,500,000) by the total number of area [vocational-technical] career and technical schools and school districts that have been approved for funding by the Department of Education under subsection (b).

30 (2) A per student amount calculated as follows:

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(i) Multiply the 2012-2013 average daily membership in
 approved [vocational] career and technical education programs
 for each area [vocational-technical] career and technical school
 or school district that has been approved for funding by the
 Department of Education under subsection (b) by one million five
 hundred thousand dollars (\$1,500,000).

7 (ii) Divide the product from subclause (i) by the sum of the 8 2012-2013 average daily membership in approved [vocational] 9 <u>career and technical</u> education programs for all area 10 [vocational-technical] <u>career and technical</u> schools and school

11 districts that have been approved for funding by the Department
12 of Education under subsection (b).

13 (b) (1) Within thirty (30) days of the effective date of 14 this subsection, the Department of Education shall establish quidelines under which area [vocational-technical] career and 15 16 technical schools, and school districts with approved 17 [vocational] career and technical programs may apply to the 18 department for funding for the purchase of equipment, which 19 shall include a funding application and an application deadline. 20 The funding application established by the Department of (2)Education pursuant to clause (1) shall require only the 21 22 following information which may be collected electronically:

(i) Name, address, e-mail address and telephone number of the area [vocational-technical] <u>career and technical</u> school or school district.

(ii) Name, e-mail address and telephone number of an employe of the area [vocational-technical] <u>career and technical</u> school or school district who will be available to answer questions regarding the funding application.

30 (iii) Description of the equipment for which the requested 20190SB0089PN1044 - 135 - 1 funding will be used.

2 In approving funding applications under this section, (3) 3 the Department of Education shall request and consider no information other than the information provided in the funding 4 application established under clause (2). Each area [vocational-5 technical] career and technical school or school district with 6 7 an approved [vocational] career and technical program that 8 submits a completed funding application under this subsection shall receive funding in the amount determined under subsection 9 10 (a).

Section 2509.5. Special Education Payments to School Districts.--* * *

13 (n) School districts will qualify for supplemental payments 14 under subsection (m) if:

15 (1) (i) the school district's special education 16 expenditures for the 1994-1995 school year, as a percentage of 17 the sum of the school district's 1994-1995 school year 18 expenditures for regular education, [vocational-technical] 19 career and technical education and special education, are equal 20 to or greater than the special education expenditures of all 21 school districts for the 1994-1995 school year, as a percentage of the sum of the 1994-1995 school year expenditures of all 22 23 school districts for regular education, [vocational-technical] 24 career and technical education and special education; and 25 * * *

26 (r) School districts will qualify for supplemental payments 27 under subsection (q) if:

(1) (i) the school district's special education
expenditures for the 1995-1996 school year as a percentage of
the sum of the school district's 1995-1996 school year

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expenditures for regular education, [vocational-technical] 1 2 career and technical education and special education is equal to 3 or greater than the special education expenditures of all school districts for the 1995-1996 school year as a percentage of the 4 sum of the 1995-1996 school year expenditures of all school 5 districts for regular education, [vocational-technical] career_ 6 7 and technical education and special education; and * * * 8

9 (w) School districts shall qualify for supplemental payments 10 under subsection (v) if:

(i) The school district's special education 11 (1)12 expenditures for the 1996-1997 school year as a percentage of 13 the sum of the school district's 1996-1997 school year 14 expenditures for regular education, [vocational-technical] career and technical education and special education is equal to 15 16 or greater than the special education expenditures of all school 17 districts for the 1996-1997 school year as a percentage of the 18 sum of the 1996-1997 school year expenditures of all school 19 districts for regular education, [vocational-technical] career_ 20 and technical education and special education;

21 * * *

22 (dd) Supplemental payments shall be as follows:

(1) School districts shall qualify for additionalsupplemental payments if all of the following apply:

(i) The school district's special education expenditures for
the 1997-1998 school year, as a percentage of the sum of the
school district's 1997-1998 school year expenditures for regular
education, [vocational-technical] career and technical education
and special education, is equal to or greater than the special
education expenditures of all school districts for the 1997-1998

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school year, as a percentage of the sum of the 1997-1998 school
 year expenditures of all school districts for regular education,
 [vocational-technical] career and technical education and
 special education.

5 * * *

6 (iii) The district does not meet all of the following7 criteria:

8 (A) The school district's special education expenditures for the 1997-1998 school year, as a percentage of the sum of the 9 school district's 1997-1998 school year expenditures for regular 10 11 education, [vocational-technical] career and technical education 12 and special education, is equal to or greater than the special 13 education expenditures of all school districts for the 1997-1998 14 school year, as a percentage of the sum of the 1997-1998 school 15 year expenditures of all school districts for regular education, 16 [vocational-technical] career and technical education and 17 special education.

1

18 * * *

19 Section 2513.1. Certificates of Expenditures for [Vocational] Career and Technical Schools.--On or before the 20 tenth day of July of each year, the school directors of each 21 district shall present to the [Superintendent of Public 22 23 Instruction] Secretary of Education a statement of the amount 24 expended during the school year previous to such first day of 25 July for instruction in approved local or joint [vocational] 26 <u>career and technical</u> industrial, [vocational homemaking, 27 vocational] career and technical family and consumer sciences, 28 career and technical marketing and distributive occupational or 29 [vocational] career and technical agricultural schools or departments. On the basis of such a statement the 30

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1 [Superintendent of Public Instruction] Secretary of Education, as the executive officer of the State Board [for Vocational] of 2 3 Career and Technical Education, shall pay such school districts and joint school districts such reimbursement for the previous 4 school year as is provided for in this act. 5 6 Section 2515. Ascertainment of Amounts Required;

7

Apportionment. -- The [Superintendent of Public Instruction] 8 Secretary of Education shall ascertain and determine the amount of funds required to meet each payment to school districts[,] 9 10 and intermediate units [and vocational school districts] which become due and payable within each fiscal year, on the data and 11 material contained in the certificates which school districts[,] 12 13 and intermediate units [and vocational school districts] are required to file with the [superintendent] Secretary of 14 Education at such time as [he] the secretary shall determine. 15 16 The [superintendent] Secretary of Education shall apportion and allot the same to and among the respective districts and 17 18 intermediate units. The amount paid to any district or 19 intermediate unit within any fiscal year shall be computed on 20 the data and information contained in the certificates required to be filed each year, as herein provided. Each district's 21 valuation to be used for purposes of computing its standard 22 23 reimbursement fraction for the school year 1949-1950 and 24 thereafter or for purposes of computing the aid ratio for the 25 school year 1966-1967, and thereafter, shall be the valuation placed upon its taxable real property by the State Tax 26 27 Equalization Board.

28 Section 2518. Forfeitures for Employing Improperly Certified 29 Individuals.--* * *

30 The foregoing forfeitures of reimbursement units on account 20190SB0089PN1044 - 139 -

of employes uncertificated for the position in which employed, 1 2 and on account of substitutes, shall not apply in the case of 3 employes in positions after July 1, 1966: Provided, however, That any school district or any county board of school directors 4 with respect to area technical schools that from July 1, 1966, 5 to July 1, 1992, has had in its employ any person in a teaching, 6 specialist, supervisory or administrative capacity who has not 7 been certificated for said position by the Department of 8 Education, or that has had in its employ a substitute in a 9 10 position where a vacancy exists for a full year or more without the specific written approval of the Secretary of Education, 11 12 shall forfeit an amount equal to the minimum salary mandated by 13 law for the position less the product of said salary and the aid 14 ratio of the district. Notwithstanding the above, after July 1, 15 1992, any school district, intermediate unit, area [vocational-16 technical] career and technical school or other public school in this Commonwealth that has in its employ any person in a 17 18 position that is subject to the certification requirements of 19 the Department of Education but who has not been certificated 20 for his position by the Department of Education or that has in its employ a substitute in a position where a vacancy exists for 21 a full year or more without the specific written approval of the 22 23 Secretary of Education shall forfeit an amount equal to six 24 thousand dollars (\$6,000) less the product of six thousand 25 dollars (\$6,000) and the district's market value/income aid 26 ratio. Any exemption from forfeiture by reason of employment on or before July 1, 1962 as provided elsewhere in this section 27 28 shall not be invalidated by this amendment.

Section 2552.1. Effect of Failure to File Reports.--(a) TheDepartment of Education shall order the forfeiture of three

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hundred dollars (\$300) per day by a school district, charter 1 school, cyber charter school, area [vocational-technical] career 2 3 and technical school or intermediate unit that does not submit its annual budget to the Department of Education within thirty 4 (30) days of the submittal date established by the Department of 5 Education. The forfeiture shall continue until a report and 6 annual budget that meet established criteria are submitted. The 7 8 Department of Education shall deduct the amount of the forfeiture from any and all State payments made to the school 9 10 district, charter school, cyber charter school, area [vocational-technical] career and technical school or 11 12 intermediate unit.

(a.1) (1) The Department of Education shall order the following forfeitures against a school district, charter school, cyber charter school, area [vocational-technical] career and technical school or intermediate unit that does not submit its annual financial report to the Department of Education within thirty (30) days of the submittal date established under sections 218 and 921-A:

20 (i) Three hundred dollars (\$300) per day for the first21 violation.

(ii) Five hundred dollars (\$500) per day for the second orsubsequent violations.

(2) The forfeiture shall continue until a report that meets
established criteria is submitted. The Department of Education
shall deduct the amount of the forfeiture from any and all State
payments made to the school district, charter school, cyber
charter school, area [vocational-technical] career and technical
school or intermediate unit.

30 (b) The Department of Education shall order the forfeiture 20190SB0089PN1044 - 141 -

of three hundred dollars (\$300) per day by a school district, 1 2 charter school, area [vocational-technical] career and technical 3 school or intermediate unit that does not submit its pupil membership/child accounting reports within thirty (30) days of 4 the submittal date established by the Department of Education. 5 The forfeiture shall continue until a report that meets 6 7 established criteria is submitted. The Department of Education 8 shall deduct the amount of the forfeiture from any and all State payments made to the school district, charter school, area 9 10 [vocational-technical] career and technical school or 11 intermediate unit.

12 * * *

Section 2561. Tuition Charges for Pupils of Other
Districts.--A school district [or vocational school district]
receiving elementary or high school pupils or [vocational]
career and technical or other extension education pupils who are
residents of another school district [or another vocational
school district] shall compute the tuition charges as follows:
* * *

(4) [Vocational] Career and Technical or Other Extension 20 Tuition Charge. Add the salaries of administrators, supervisors, 21 instructors, clerks and custodians specifically employed in the 22 23 school district's [or vocational school district's] annual 24 program of [Vocational] Career and Technical or other Extension Education, the cost of textbooks, and supplies of the second 25 26 class issued for the program incurred for the school year immediately preceding. A charge of five cents (.05) per pupil 27 28 hour of instruction for the district overhead and plant usage. 29 Subtract from the sum so obtained the amount of State 30 appropriation applicable. The remainder shall be designated as 20190SB0089PN1044 - 142 -

1 the "district cost for [vocational] career and technical or other extension education." Determine the total pupil hours of 2 3 instruction during the school year immediately preceding, divide the "district cost for [vocational] career and technical or 4 other extension education" by the total pupil hours of 5 instruction. The cost so determined shall be the "[vocational] 6 7 career and technical or other extension tuition [charge] charge" 8 per pupil hour of instruction.

9 * * *

10 Section 2562. Payments by Districts for Pupils Attending in Other Districts. -- For each elementary or high school pupil 11 12 attending a public school of another district, the receiving 13 district shall bill the sending district, and the sending 14 district shall pay the amount of the tuition charge per 15 elementary pupil, or the tuition charge per high school pupil, 16 as the case may be. In the case of pupils attending the receiving district's public schools for less than a full school 17 18 term, the tuition charge per elementary or high school pupil 19 shall be prorated by reference to the period of time over which 20 such pupils actually attended the receiving district's schools. 21 For each [vocational] career and technical or other extension education pupil attending an extension class of another 22 23 district, the receiving district shall bill the sending district 24 if the attendance is previously approved by the sending district 25 and the sending district shall pay the [vocational] career and 26 technical or other extension tuition charge per pupil hour of 27 instruction for each hour of attendance of each such pupil. 28 Nothing herein shall prohibit the payment of a tuition for 29 [vocational] career and technical or other extension pupils by a non-resident adult pupil sponsoring agency or employer. 30

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1 Section 2563. Certification of Pupils Admitted from Other 2 Districts; Monthly Payments. -- The board of school directors in any school district [or the board of directors of vocational 3 schools in any vocational school district] maintaining an 4 elementary school or a high school or an extension class which 5 6 is attended by any pupils residing in another district shall, upon admission of such pupils, properly certify to the board of 7 8 school directors of the school district in which such pupils reside, the names of all such pupils and whether they are 9 10 attending an elementary school or a high school or an extension 11 class, together with a statement of the tuition charge per 12 elementary pupil and the tuition charge per high school pupil 13 and the [vocational] career and technical or other extension 14 tuition charge per pupil hour of instruction. All such tuition 15 charges shall be paid monthly to the school district [or the 16 vocational school district] maintaining such elementary school or high school by the school district to which the same was 17 18 certified.

Section 2574. Approved Reimbursable Rental for Leases Hereafter Approved and Approved Reimbursable Sinking Fund Charges on Indebtedness.--* * *

(e) For area [vocational-technical] career and technical
school and technical institute projects leased subsequent to
July 1, 1964, by or for lease to a board of school directors
authorized to operate such a school, the Department of Education
shall calculate an approved reimbursable rental charge.

For area [vocational-technical] <u>career and technical</u> school and technical institute projects constructed or purchased subsequent to July 1, 1964, by a board of school directors authorized to operate such a school, the Department of Education

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may calculate an approved reimbursable sinking fund charge.
 Approved reimbursable rental or sinking fund charge shall
 consist of that part of the annual rental or sinking fund
 attributable to:

5 (1) Cost of acquiring land and preparing it for use to the 6 extent that such costs are deemed reasonable by the Department 7 of Education and the interest on such cost of acquisition, cost 8 of preparation and the cost of sewage treatment and the interest 9 on such cost.

10 (2) Machinery, apparatus, furniture and equipment and all 11 other necessary expenses and interest charges, but excluding 12 architects' fees in excess of six percent of the construction 13 cost.

The approved building construction cost and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department of Education at the time the project is approved and two thousand two hundred dollars (\$2,200).

19 The provisions of the foregoing paragraph shall apply to all 20 school building projects for which the general construction contract is awarded prior to July 1, 1966, and for approved 21 school building projects for which a lease was approved by the 22 23 Department of Education prior to July 1, 1966. For school 24 buildings for which the general construction contract is awarded 25 subsequent to July 1, 1966, and for approved school building projects for which the general construction contract was awarded 26 27 but for which a lease was not approved by the Department of 28 Education prior to July 1, 1966, the approved building 29 construction cost and the interest on such construction cost 30 shall not exceed the product of the rated full-time pupil

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1 capacity, as determined by the Department of Education at the 2 time the project is approved, and three thousand seven hundred 3 dollars [(\$3700)] (\$3,700).

For school buildings for which the general construction 4 contract is awarded subsequent to July 1, 1984, and for approved 5 school building projects for which the general construction 6 7 contract was awarded but for which a lease or general obligation 8 bond resolution was not approved by the Department of Education 9 prior to July 1, 1984, the approved building construction cost 10 and the interest on such construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by 11 12 the Department of Education at the time the project is approved, and six thousand three hundred dollars (\$6,300). 13

14 For school buildings for which the general construction 15 contract is awarded subsequent to January 1, 2005, and for 16 approved school building projects for which the general construction contract was awarded but for which a lease or 17 18 general obligation bond resolution was not approved by the 19 Department of Education prior to January 1, 2005, the approved 20 building construction cost shall not exceed the product of the rated full-time pupil capacity, as determined by the Department 21 of Education at the time the project is approved, and seven 22 23 thousand six hundred dollars (\$7,600).

The Department of Education shall not approve the expenditure of any funds borrowed or obtained by the sale of bonds by any authority, nonprofit corporation, profit corporation, company or individual for construction of area [vocational-technical] <u>career and technical</u> schools or technical institutes for bleachers, athletic field, lighting equipment or apparatus used to promote and conduct interscholastic athletics.

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1 * * *

2 Section 2574.2. Approved Reimbursable Annual Rental for 3 Leases of Buildings and Facilities for School Use.--For extended 4 leases of buildings and facilities for school use authorized 5 under the provisions of section 703.1 which have been approved 6 by the Secretary of Education, the Department of Education shall 7 calculate an approved reimbursable annual rental charge.

8 Approved reimbursable annual rental for such approved leases of building facilities constructed for school use shall be the 9 10 lesser of (i) the product of the annual rental payable under the provisions of the approved lease agreement times the ratio of 11 12 the pupil scheduled area to the architectural area, or (ii) the 13 product of the rated pupil capacity as determined by the 14 Department of Education at the time of initial lease times one 15 hundred sixty dollars (\$160) for elementary schools, two hundred 16 twenty dollars (\$220) for secondary schools, or two hundred 17 seventy dollars (\$270) for area [vocational-technical] career_ 18 and technical schools.

19 Annual approved rental payable for approved leases of 20 existing facilities altered for school use shall be the lesser 21 of (i) the product of the annual rental payable under the 22 provisions of the approved lease agreement times the ratio of 23 the pupil scheduled area to the architectural area, or (ii) the 24 product of the rated pupil capacity, as determined by the 25 Department of Education at the time of initial lease, times one 26 hundred twelve dollars (\$112) for elementary, one hundred fiftyfour dollars (\$154) for secondary, or one hundred eighty-nine 27 28 dollars (\$189) for area [vocational-technical] career and 29 technical schools.

30 Section 2574.3. Approved Reimbursable Annual Rental for 20190SB0089PN1044 - 147 -

Leases of Buildings or Portions of Buildings for Charter School 1 2 Use.--(a) For leases of buildings or portions of buildings for 3 charter school use which have been approved by the Secretary of Education on or after July 1, 2001, the Department of Education 4 5 shall calculate an approved reimbursable annual rental charge. Approved reimbursable annual rental for such approved leases of 6 buildings or portions of buildings for charter school use shall 7 8 be the lesser of (i) the annual rental payable under the 9 provisions of the approved lease agreement, or (ii) the product 10 of the enrollment, as determined by the Department of Education, times one hundred sixty dollars (\$160) for elementary schools, 11 two hundred twenty dollars (\$220) for secondary schools or two 12 13 hundred seventy dollars (\$270) for area [vocational-technical] 14 career and technical schools. The Commonwealth shall pay annually for the school year 2001-2002 and each school year 15 16 thereafter to each charter school which leases with the approval of the Department of Education buildings or portions of 17 18 buildings for charter school use under these provisions an 19 amount determined by multiplying the aid ratio of the charter 20 school by the approved reimbursable annual rental.

* * * 21

Section 2575. Payments on Account of Leases Hereafter 22 23 Approved and on Account of Sinking Fund Charges on Indebtedness 24 for School Buildings Hereafter Constructed.--* * *

The Commonwealth shall pay, annually, to each school 25 (b) 26 district which constructs, purchases or leases with the approval of the Department of [Public Instruction] Education an area 27 28 [vocational-technical] career and technical school building or 29 technical institute building or which shares in the 30 construction, purchase or lease of such building or buildings 20190SB0089PN1044

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under provisions of the Public School Building Authority Act, 1 2 the Municipality Authority Act, section 758 [of the Public School Code of 1949, or section] or 791 of [the Public School 3 Code of 1949] this act, or other agency, or through the 4 5 incurring of indebtedness by the issuance of general obligation bonds, an amount to be determined by multiplying the district's 6 7 aid ratio or fifty per cent, whichever is more, by the approved 8 reimbursable rental approved reimbursable sinking fund charge multiplied by the district's proportionate share of such rental 9 10 sinking fund charge.

Section 2577. Limitations on Approval of Projects for
 Reimbursement Purposes.--

13 (b) The Department of [Public Instruction] Education shall 14 determine reimbursement eligibility of all projects including 15 projects submitted for approval prior to the effective date of 16 this act in the order of date of filing of applications for project approval with the department, except that in the case of 17 18 application for area [vocational-technical] career and technical_ 19 schools, the department may grant priority to such applications 20 in the order in which said applications are received and process them immediately. If a delay in departmental processing of any 21 application on file is occasioned by the applying school 22 23 district, the department shall proceed to determine 24 reimbursement eligibility of projects next in order, except that in the event of any emergency due to fire, flood, orders from 25 26 the Department of Labor and Industry to close school buildings or parts thereof where such school buildings or parts thereof 27 28 are determined to be [irrepairable] <u>irreparable</u> and are closed 29 finally by the Department of Labor and Industry, or an act of 30 God, which causes undue hardship beyond the control of the

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applying school district, the department may grant priority over 1 2 the eligibility of projects submitted prior to the emergency 3 application[: Provided, however, That in cases where priority is granted due to closed schools or parts thereof by orders of the 4 Department of Labor and Industry, the approved reimbursable 5 costs of such projects shall not be included within the 6 7 aggregate for projects already undertaken or to be undertaken as 8 provided in subsection (a) of this section].

9 (C) Unless the general construction contract for any project 10 is awarded within ten months subsequent to the date of approval by the Department of [Public Instruction] Education and by any 11 other agency as required by existing law, approval shall be 12 13 withdrawn, except that when a district shows to the satisfaction 14 of the department that the contract has not been let for reasons 15 beyond its control or that withdrawal of approval would work 16 undue hardship, the department may grant extensions beyond the 17 ten-months period for three periods of ninety days each before 18 approval is withdrawn. [Any project for which approval was 19 withdrawn under the provisions of act 417, approved March 22, 20 1956 (P.L.1315), may be reinstated by the Department of Public 21 Instruction and granted extensions which, together with the time already elapsed, shall not exceed nineteen months beyond the 22 23 date of approval given by the Department of Public Instruction 24 or any agency as required by existing law.] A project for which 25 approval is withdrawn may be resubmitted to the department as a 26 new project.

27 Section 2578. Payments. --* * *

(b) All payments due school districts by the Commonwealth on
account of obligations to the State Public School Building
Authority, sinking fund charges, or rentals under leases with

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municipality authorities, nonprofit corporations or profit on 1 2 nonprofit corporations, partnerships, associations or persons 3 for building or educational equipment for area technical schools, shall be paid to the intermediate unit operating the 4 school. School districts not originally parties to an agreement 5 6 with the State Public School Building Authority or a lease with a municipality authority, a nonprofit corporation or a profit or 7 8 nonprofit corporation, partnership, association or person for buildings or educational equipment for an area technical school 9 but later electing to participate in the operation of the school 10 11 and agreeing to pay a part of the annual payments due under the 12 agreement or lease shall be entitled to payments by the 13 Commonwealth to the same extent as though they had originally 14 been parties to the agreement or lease. The amount thereof shall 15 be paid to the intermediate unit. No payments shall be made on 16 account of obligations or rentals for buildings or educational equipment for area technical schools unless the schools conform 17 18 to plans approved by the State Board [for Vocational] of Career_ 19 and Technical Education.

20 Section 2593. Responsibility for [Vocational] <u>Career and</u>
21 <u>Technical</u> Programs.--* * *

(b) It shall be the responsibility of every school district to comply with all provisions of the act and of regulations of the State Board of Education and standards of the department promulgated hereunder with regard to the provision of [vocational] career and technical education programs and to make such financing arrangements as it deems proper with area

28 [vocational-technical] career and technical schools in order so 29 to comply.

30 Section 2594. Special Payments on Account of Minimum Salary 20190SB0089PN1044 - 151 -

Increases.--(a) For the school year 1988-1989 and each school 1 2 year thereafter beginning before the expiration of the term of 3 any contract or agreement effective on or before the effective date of this section between a public employer and a public 4 5 employe or employe organization pursuant to the act of July 23, 1970 (P.L.563, No.195), known as the "Public Employe Relations 6 7 Act," each school district, intermediate unit and area 8 [vocational-technical] career and technical school which elects to increase minimum salaries pursuant to section 1142.1 shall be 9 10 paid in the manner provided in subsection (b), in addition to any other payments to which it is entitled, a special payment to 11 12 cover the cost of implementing section 1142.1.

13 (b) For the school year 1988-1989, the amount paid to each 14 school district, intermediate unit and area [vocationaltechnical] <u>career and technical</u> school shall be the difference 15 16 between the salary paid to each full-time teacher at the beginning of the school term 1988-1989 that is less than 17 18 eighteen thousand five hundred dollars (\$18,500) and an amount 19 equal to eighteen thousand five hundred dollars (\$18,500). For 20 the school year 1989-1990 and each school year thereafter, the 21 amount paid shall be the difference between the salary payable to each full-time teacher at the beginning of the school term 22 23 under the terms of the contract or agreement in effect on the 24 effective date of this section which is less than eighteen 25 thousand five hundred dollars (\$18,500) and an amount equal to 26 eighteen thousand five hundred dollars (\$18,500). The amount so calculated shall be paid to each qualifying school district, 27 28 intermediate unit and area [vocational-technical] career and 29 technical school by the Department of Education during each school year for which each school district, intermediate unit 30

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1 and area [vocational-technical] career and technical school
2 qualifies out of the funds appropriated to the department for
3 this purpose.

(c) For each school year for which a school district, 4 intermediate unit and area [vocational-technical] career and 5 6 technical school qualifies for a special payment under 7 subsection (a), the entire employer's share of contributions to 8 the Public School Employe's Retirement Fund and Social Security attributable to the salary increase implemented pursuant to 9 10 section 1142.1 shall be paid for each school district, intermediate unit and area [vocational-technical] career and 11 12 technical school out of funds appropriated to the Department of 13 Education for such purposes.

14 Section 2595. School Performance Incentives.--* * *

(b) Any public elementary school, secondary school or area [vocational-technical] <u>career and technical</u> school is eligible to participate in the school performance program.

18 (c) (1) School performance will be determined by 19 improvements in student accomplishment or maintenance of high 20 standards using the following criteria:

21 * * *

(iv) rates of employment related to the training received by area [vocational-technical] <u>career and technical</u> school graduates until such time as an occupational competency testing program is established and which meets the measurement requirements in this section; or

27 * * *

(h) Nothing contained in this section shall be construed to
supersede or preempt any provisions of a collective bargaining
agreement negotiated by a school and the employe organization

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1 district, intermediate unit or area [vocational-technical]
2 <u>career and technical</u> school that is in effect on the effective
3 date of this section.

Section 2597.3. Eligible Grant Applicants.--Applications for
grants may be submitted by school districts and nonprofit
community-based organizations. Community-based organizations
must demonstrate that the program will operate in collaboration
with a school district, intermediate unit or area [vocationaltechnical] career and technical school.

Section 2597.4. Program Requirements.--Services and programs may be provided to students in grades kindergarten through twelve. Services and programs shall include the following: * * *

14 (2) Dropout Prevention Programs. Services and programs shall15 include the following:

16 * * *

17 (iv) [Vocational] <u>Career and technical</u> education and school-18 to-work transition.

19 * * *

20 Section 2597.5. Criteria for Awarding Grants.--* * *

21 (c) Dropout prevention is to be measured by:

22 * * *

(4) The extent to which the school district program is
linked to those of other relevant service providers, such as
literacy councils, area [vocational-technical] career and
<u>technical</u> schools, post-secondary educational and training
institutions, private industry councils, social service agencies
and community-based organizations.

29 * * *

30 Section 2599. Administrative/Instructional Consolidation

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1 Incentives.--* * *

2 (b) Any school district, area [vocational-technical] <u>career</u> 3 <u>and technical</u> school, intermediate unit or joint school is 4 eligible to participate in the consolidation incentives program 5 and shall be considered a school entity for the purposes of this 6 section.

7 * * *

8 (d) * * *

9 (6) Nothing contained in this section shall be construed to 10 supersede or preempt any provisions of a collective bargaining 11 agreement negotiated by a school district, intermediate unit or 12 area [vocational-technical] career and technical school and the 13 employe organization that is in effect on the effective date of 14 this section.

15 Section 2599.1. Multipurpose Service Center Grant Program.-16 * * *

(c) As used in this section, the following words and phrases shall have the meanings given to them in this subsection: "Displaced homemaker" or "single parent." An individual who: (1) Has worked in the home, providing unpaid household services for family members.

22 (2) Is underemployed.

(3) Has had or is having difficulty securing employment.
(4) Has been dependent on the income of another family
member but is no longer supported by such income, has been
dependent on government assistance or is supported as the parent
of minor children by government assistance or other support.

28 "Multipurpose service center." A community-based
29 organization, school district, joint school district or
30 intermediate unit, postsecondary school, institution of higher

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learning or area [vocational-education] career and technical_ 1 education school that provides job counseling services; job 2 3 training, education and placement services; financial management services, outreach information services with respect to Federal 4 and State employment and education, health and unemployment 5 assistance programs to displaced homemakers and single parents. 6 7 Section 2599.2. Pennsylvania Accountability Grants.--* * * 8 (f) As used in this section, the following words and phrases shall have the meanings given to them in this subsection: 9 "Applied knowledge." Information technology, computer 10 equipment, education software and related advanced technologies 11 12 necessary to increase students' access to worldwide information 13 and their expertise in this regard.

14 "Career awareness program." An educational program that 15 introduces students to a variety of career and [vocational] 16 <u>technical</u> options and includes such activities as job shadowing, 17 field trips and tours, career days or the administration of 18 career assessment tests and inventories.

"Career days." Special events that allow students to meet with employers, career development specialists, community-based organization representatives and postsecondary educators and are designed to encourage students to gain information about careers and job opportunities.

24 "Department." The Department of Education of the 25 Commonwealth.

26 "Grant." A Pennsylvania accountability grant awarded under 27 this section.

28 "Highly qualified." A highly qualified elementary teacher or 29 a highly qualified middle or secondary teacher as defined in 22 30 Pa. Code § 403.2 (relating to definitions).

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"Job shadowing." As part of career exploration activities in late middle and early high school, activity of a student following an employe for one or more days to learn about a particular occupation or industry, which activity is intended to help students explore a range of career objectives and possibly to select a career pathway.

7 "Science." A curricular offering in support of the science
8 and technology content area as defined in 22 Pa. Code § 4.12
9 (relating to academic standards).

10 Section 2602-B. Membership.--* * *

11 (e) For the purpose of formulating policy proposals applicable to elementary, secondary, [vocational-technical] 12 13 career and technical education and higher education in this 14 Commonwealth, there shall be two councils, which shall consist of ten (10) members of the board each, the chairman being a 15 16 member of both councils, and shall be known as the Council of Basic Education and the Council of Higher Education. The 17 18 Governor shall designate to serve at his pleasure a member 19 serving on each council to act as chairman of the council. Each council shall meet at the call of its chairman or at the request 20 21 of a majority of the members of the council. The chairman of the board may appoint special joint committees from among the 22 23 members of the board to formulate policy proposals in those 24 areas which fall within the purview of both of the councils.

(f) Except for the chairman, not more than two (2) members serving on each council shall be employed either in a school system or in the Department of Education. For purposes of this subsection, the State System of Higher Education shall not be considered a school system. Three (3) members of the Council of Higher Education shall be actively employed by an institution of

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higher education, at least one holding an administrative position and at least one holding a professional position on a faculty of an institution of higher education. At least two (2) members serving on each council shall have had previous experience with [vocational-technical] career and technical education or training.

7 * * *

8 Section 2604-B. Powers and Duties of Council of Basic
9 Education and Council of Higher Education.--* * *

10 (b) The Council of Basic Education shall have the power, and 11 its duty shall be to:

12 * * *

13 (2) investigate programs, conduct research studies and 14 formulate policy proposals in all educational areas not within 15 the purview of higher education, including, but not limited to: 16 (i) the creation, merger, consolidation and reorganization of school districts, the establishment of joint schools, area 17 18 [vocational-technical] career and technical schools and such 19 other administrative organizations as may be provided by law; 20 * * *

(3) encourage and promote such agricultural, industrial,
[vocational] <u>career</u> and technical education programs as the
needs of this Commonwealth may, from time to time, require; and
* * *

25 Section 42. This act shall take effect in 60 days.

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