

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 586

Session of
1987

INTRODUCED BY COWELL, LIVENGOD, COLAFELLA, E. Z. TAYLOR, IRVIS, TIGUE, CAWLEY, JOSEPHS, PRESTON, DALEY, LEVDANSKY, KUKOVICH, LAUGHLIN, KOSINSKI, HERMAN, ARTY, PISTELLA, GRUPPO, TRELLO, COY, YANDRISEVITS, DAVIES, ACOSTA, EVANS, MARKOSEK, MERRY, VAN HORNE, FOX, STEWART, ITKIN, BATTISTO, FREEMAN, FATTAH, STAIRS, CARLSON, GEIST, J. L. WRIGHT, REBER, BALDWIN, BROUJOS, F. TAYLOR, LINTON, DAWIDA, FREIND, LASHINGER, DeLUCA, DEAL, OLASZ, D. R. WRIGHT, CAPPABIANCA, FLICK AND BORTNER, MARCH 3, 1987

REFERRED TO COMMITTEE ON EDUCATION, MARCH 3, 1987

AN ACT

1 Amending the act of May 5, 1933 (P.L.289, No.105), entitled, as
2 amended, "An act relating to corporations; defining and
3 providing for the organization, merger, consolidation, and
4 dissolution of certain corporations not for profit;
5 conferring certain rights, powers, duties, and immunities
6 upon them and their officers and members; prescribing the
7 conditions on which such corporations may exercise their
8 powers; providing for the inclusion of certain existing
9 corporations within the provisions of this act; prescribing
10 the terms and conditions upon which certain foreign
11 corporations may be admitted or may continue to do business
12 within the Commonwealth; conferring powers and imposing
13 duties on the courts of common pleas, prothonotaries of such
14 courts, recorders of deeds, and certain State departments,
15 commissions, and officers; authorizing certain local public
16 officers and State departments to collect fees for services
17 required to be rendered by this act; imposing penalties; and
18 repealing certain acts and parts of acts relating to
19 corporations and other entities," imposing certain
20 requirements on degree-granting foreign corporations.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

23 Section 1. Section 312 of the act of May 5, 1933 (P.L.289,

No.105), known as the Nonprofit Corporation Law, is amended by adding a subsection to read:

Section 312. Requirements of Educational Institutions Desiring to Confer Degrees.--* * *

D. Any foreign corporation empowered to confer degrees in this Commonwealth shall:

(1) Maintain total institutional accreditation from appropriate accrediting agencies recognized by the appropriate Federal governmental agency and by the Council on Postsecondary Accreditation and acceptable to the Department of Education and the State Board of Education.

(2) Maintain and assure access to adequate and appropriate physical facilities and instructional equipment, including library and research resources.

(3) Employ faculty who shall have experience and qualifications which are no less than those required of faculty at the parent institution and which are appropriate for the level of instruction offered.

(4) Maintain standards of admission comparable to the standards of admission to the main campus of the parent institution.

Any such foreign corporation may be evaluated for cause at any time by the Department of Education and shall be reevaluated every five years in accordance with the provisions of subsection C. If the institution fails to maintain its enterprise according to these provisions, authority to operate in Pennsylvania shall be revoked as provided in subsection C.

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