

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1112 Session of 2015

INTRODUCED BY R. BROWN, BAKER, SCHLEGEL CULVER, DAVIS, DIAMOND, GILLEN, GRELL, GROVE, A. HARRIS, HEFFLEY, LAWRENCE, MASSER, MILLARD, MURT, D. PARKER, PEIFER, PICKETT, QUIGLEY, SAYLOR, TOPPER, WARD, WATSON, WHEATLEY, MILNE, PHILLIPS-HILL AND EVERETT, MAY 5, 2015

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF REPRESENTATIVES, AS AMENDED, JUNE 15, 2015

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," in school districts, providing for
6 data collection reduction.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
10 as the Public School Code of 1949, is amended by adding a
11 section to read:

12 Section 221.2. Data Collection Reduction.--(a) The State
13 Board, in consultation with the advisory committee, shall:

14 (1) Review ~~public school entity~~ data collection requirements <--
15 existing as of the effective date of this section THAT ARE <--
16 IMPOSED ON PUBLIC SCHOOL ENTITIES in the areas of finance, human
17 resources, food services, transportation, child accounting,
18 athletics, health and special education.

1 (2) Identify those data collection requirements that are
2 redundant, overly burdensome or no longer necessary.

3 ~~(3) Publish a list of the data collection requirements~~ <--
4 ~~identified under paragraph (2) in the Pennsylvania Bulletin~~
5 ~~within ninety (90) days of the effective date of this section.~~

6 ~~(b) (1) Notwithstanding any other provision of law, the~~
7 ~~department shall suspend all public school entity data~~
8 ~~collection requirements identified under subsection (a) (2)~~
9 ~~within one hundred and eighty (180) days of the effective date~~
10 ~~of this section.~~

11 (3) WITHIN ONE HUNDRED EIGHTY (180) DAYS OF THE EFFECTIVE <--
12 DATE OF THIS SECTION, ISSUE A REPORT OF ITS FINDINGS AND
13 RECOMMENDATIONS BASED ON THE DATA COLLECTION REQUIREMENTS
14 IDENTIFIED UNDER PARAGRAPH (2) TO THE CHAIRMAN AND MINORITY
15 CHAIRMAN OF THE EDUCATION COMMITTEE OF THE SENATE AND THE
16 CHAIRMAN AND MINORITY CHAIRMAN OF THE EDUCATION COMMITTEE OF THE
17 HOUSE OF REPRESENTATIVES AND POST THE REPORT ON THE DEPARTMENT'S
18 PUBLICLY ACCESSIBLE INTERNET WEBSITE.

19 (B) (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, BY THE
20 CONCLUSION OF THE SCHOOL YEAR FOLLOWING THE ISSUANCE OF THE
21 REPORT REQUIRED UNDER SUBSECTION (A) (3), THE DEPARTMENT SHALL
22 TERMINATE ALL DATA COLLECTION REQUIREMENTS IMPOSED ON PUBLIC
23 SCHOOL ENTITIES IDENTIFIED UNDER SUBSECTION (A) (2) THAT ARE NOT
24 REQUIRED BY STATUTE OR REGULATION.

25 ~~(2) Once a data collection requirement has been eliminated~~ <--
26 ~~TERMINATED under this section, the department may not resume the~~ <--
27 ~~collection of any data subject to the eliminated TERMINATED data~~ <--
28 ~~collection requirement.~~

29 (c) (1) Within thirty (30) days of the effective date of
30 this section, the State Board shall establish an advisory

1 committee consisting of:

2 (i) The Secretary of Education or a designee.

3 (ii) The chairman and minority chairman of the Education
4 Committee of the Senate OR THEIR DESIGNEES. <--

5 (iii) The chairman and minority chairman of the Education
6 Committee of the House of Representatives OR THEIR DESIGNEES. <--

7 (iv) The following members, to be appointed by the State
8 Board in consultation with education associations representing
9 school districts, intermediate units, charter school entities
10 and area vocational-technical schools:

11 (A) ~~Three~~ TWO school district business managers. <--

12 (B) ~~Three~~ TWO intermediate unit business managers. <--

13 (C) ~~Three~~ TWO charter school entity business managers. <--

14 (D) ~~Three~~ TWO area vocational-technical school business
15 managers. <--

16 (E) ONE REPRESENTATIVE FROM A SCHOOL DISTRICT BOARD OF
17 SCHOOL DIRECTORS. <--

18 (F) ONE REPRESENTATIVE FROM AN INTERMEDIATE UNIT BOARD OF
19 DIRECTORS.

20 (G) ONE REPRESENTATIVE FROM A CHARTER SCHOOL ENTITY BOARD OF
21 TRUSTEES.

22 (H) ONE REPRESENTATIVE FROM AN AREA VOCATIONAL-TECHNICAL
23 SCHOOL JOINT OPERATING COMMITTEE.

24 (2) The advisory committee shall hold its first meeting
25 within forty-five (45) days of the effective date of this
26 section.

27 (3) The State Board shall provide administrative support,
28 meeting space and any other assistance required by the advisory
29 committee to carry out its duties under this section.

30 (d) For all new public school entity data collection

1 requirements instituted after the effective date of this section
2 that are not the result of ~~new~~ legislation enacted by the <--
3 General Assembly, the department shall provide the following
4 information to all public school entities and to the General
5 Assembly sixty (60) days prior to the first deadline for any new
6 data collection requirement:

7 (1) a justification for the data collection, including a
8 statement indicating why the data collection is necessary for
9 the proper performance of the department's functions;

10 (2) an explanation of how the department will use the data
11 collected;

12 (3) an explanation of how the department will share the data
13 with public school entities;

14 (4) a statement affirming that the data collection will not
15 impose any unjustified costs on public school entities or
16 require duplication of existing data collection requirements;
17 and

18 (5) a statement of the estimated costs to public school
19 entities for complying with the data collection requirement,
20 including the cost of staff time, training and software.

21 (E) ANY DATA COLLECTION REQUIREMENT IMPOSED BY THE FEDERAL <--
22 GOVERNMENT SHALL NOT BE SUBJECT TO THIS SECTION.

23 ~~(e)~~ (F) For purposes of this section: <--

24 (1) "Advisory committee" shall mean the advisory committee
25 established under subsection (c).

26 (2) "Charter school entity" shall mean a charter school,
27 regional charter school or cyber charter school as defined in
28 section 1703-A.

29 (3) "Department" shall mean the Department of Education of
30 the Commonwealth.

1 (4) "Public school entity" shall mean any of the following:

2 (i) An area vocational-technical school.

3 (ii) A school district.

4 (iii) A charter school entity.

5 (iv) An intermediate unit.

6 (5) "State Board" shall mean the State Board of Education.

7 Section 2. This act shall take effect immediately.