

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

SENATE BILL

No. 462 Session of  
2019

---

INTRODUCED BY PHILLIPS-HILL, FOLMER, MENSCH, J. WARD, HUTCHINSON  
AND WHITE, MARCH 21, 2019

---

REFERRED TO EDUCATION, MARCH 21, 2019

---

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 preliminary provisions, repealing  
6 provisions relating to report of racial and ethnic groupings  
7 and to study of public schools that provide Internet  
8 instruction; in school districts, repealing provisions  
9 relating to corporate seal, to submission of plans, to  
10 approval of plans, to disapproval of plans, to Department of  
11 Public Instruction to prepare plans, to establishment of  
12 reorganized school districts and to advance establishment; in  
13 duties and powers of boards of school directors, repealing  
14 provisions relating to special school watchmen-school  
15 districts in townships of the second class, to copies of  
16 school laws and to educational broadcasting; in grounds and  
17 buildings, repealing provisions relating to residences for  
18 teachers and janitors, to heating stoves to be shielded, to  
19 ventilation and thermometer, to fireproof construction, to  
20 doors to open outward and fire escapes, etc., to completion  
21 of abandoned WPA projects in districts of the third and  
22 fourth class and to condition of grounds and shade trees; in  
23 certification of teachers, repealing provisions relating to  
24 summer schools, etc.; in pupils and attendance, repealing  
25 provisions relating to possession of telephone pagers  
26 prohibited, to nonprofit school food program, to antitruancy  
27 programs and to medical care for children under six with  
28 defective hearing; in safe schools, repealing provisions  
29 relating to report; in school health services, repealing  
30 provisions relating to care and treatment of pupils and to  
31 local wellness policy; in terms and courses of study, further  
32 providing for fire and emergency evacuation drills; repealing  
33 provisions relating to foreign language academies, to monthly  
34 reports to school directors of the districts second, third

1 and fourth class, to read to succeed program and to  
2 department duties and powers; in vocational education,  
3 further providing for duties of State Board for Vocational  
4 Education and reports, repealing provisions relating to  
5 schools or classes, supervisors, principals, instructors,  
6 etc., to estimate of expenses and reimbursements and  
7 appropriations and to teachers of evening schools; in  
8 Thaddeus Stevens College of Technology, further providing for  
9 powers and duties of the board of trustees and repealing  
10 provisions relating to annual report; in transfers of credits  
11 between institutions of higher education, repealing  
12 provisions relating to duties of public institutions of  
13 higher education; repealing provisions relating to medical  
14 education loan assistance; in reimbursements by Commonwealth  
15 and between school districts, repealing provisions relating  
16 to special study on the revenue impact of out-of-State tax  
17 credits; and, in the State Board of Education, repealing  
18 provisions relating to powers and duties of the board and to  
19 reports and recommendations.

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

22 Section 1. Sections 112, 113, 212, 292, 293, 294, 295, 296,  
23 297, 510.1, 519, 523(a), 705, 736, 737, 738, 739, 760, 772,  
24 1208, 1317.1, 1337(f), 1338.2, 1378, 1308-A, 1414 and 1422.1 of  
25 the act of March 10, 1949 (P.L.30, No.14), known as the Public  
26 School Code of 1949, are repealed:

27 [Section 112. Report of Racial and Ethnic Groupings.--The  
28 Department of Education shall conduct a thorough review of the  
29 1991-1992 PennData report "Statistical Summary for 1991-1992"  
30 and identify those school districts that have special education  
31 enrollments whose gender and ethnic representation exceeds by  
32 five percent (5%) the gender and ethnic makeup of the student  
33 population for the 1991-1992 school year. The Department of  
34 Education shall report to the Committee on Education in the  
35 Senate and the Committee on Education in the House of  
36 Representatives by October 1993 the findings of the review by  
37 the Department of Education, an outline of what further  
38 investigative steps should be taken, recommendations for  
39 appropriate actions to be taken by the Department of Education

1 and any technical assistance services to be provided by the  
2 Department of Education to school districts.

3 Section 113. Study of Public Schools that Provide Internet  
4 Instruction.--(a) The Department of Education shall conduct a  
5 study of public schools that provide instruction primarily  
6 through the Internet. The study shall include:

7 (1) a review of academic accountability methods and systems;

8 (2) a summary of governance structures, approval processes  
9 and oversight mechanisms of each public school that provides  
10 instruction primarily through the Internet;

11 (3) an analysis and verification of the actual and  
12 reasonable instructional cost per student for each public school  
13 that provides instruction primarily through the Internet; and

14 (4) recommendations regarding funding alternatives.

15 (b) The Department of Education shall prepare a report that  
16 includes its findings and recommendations from the study and  
17 shall provide the report to the chairman and the minority  
18 chairman of the Education Committee of the Senate and the  
19 chairman and minority chairman of the Education Committee of the  
20 House of Representatives by October 30, 2001.

21 (c) In the event that the report required under subsection

22 (b) is not provided by October 30, 2001, no school district  
23 shall pay to any public school that provides instruction  
24 primarily through the Internet an amount to exceed two thousand  
25 dollars (\$2,000) per resident student enrolled.

26 Section 212. Corporate Seal.--Each school district in this  
27 Commonwealth may, by a majority vote of the members of the board  
28 of school directors of such district, adopt a corporate seal for  
29 the use of said district. The seal shall have engraved thereon  
30 the following: "School District of .....,

1 Pennsylvania," and such other inscription or design as the board  
2 of school directors may direct.

3 Section 292. Submission of Plans.--Each county board of  
4 school directors, on or before July 1, 1964, shall prepare a  
5 plan of organization of administrative units for the county,  
6 conforming to the standards for approval of administrative units  
7 adopted by the State Board of Education. The plan shall be  
8 submitted to the Department of Public Instruction not less than  
9 thirty (30) days nor more than sixty (60) days after it is  
10 prepared. Any school district which considers itself aggrieved  
11 by the plan may set forth its specific objections in a petition  
12 which shall be served by registered or certified mail on the  
13 secretary of the county board of school directors. All such  
14 petitions filed shall be appended to the plan prior to  
15 submission to the Department of Public Instruction. No plan of  
16 organization of administrative units shall be submitted which  
17 violates any written agreement entered into by several school  
18 districts for the establishment of a joint school or department,  
19 unless the agreement is amended to provide that it shall be  
20 discontinued at the time the proposed administrative unit is  
21 deemed established as a school district. A plan of organization  
22 of administrative units shall be deemed to violate a written  
23 agreement entered into by several school districts for the  
24 establishment of a joint school or department only when it  
25 formulates an administrative unit, which in whole or in part  
26 comprises less than all of the school districts joined by such  
27 agreement. In preparing its plans, a county board of school  
28 directors shall confer with school directors and administrators  
29 of all school districts of the county, and may confer with the  
30 staff of the Department of Public Instruction and upon written

1 request shall confer with other interested persons. Each plan  
2 shall assure the continuity of special education and area  
3 technical school programs by providing special education and  
4 area technical school attendance areas established in accordance  
5 with standards approved by the State Board of Education.

6 Each county board of school directors which prepared and  
7 submitted to the Department of Public Instruction prior to  
8 January 1, 1963, a plan of organization of administrative units  
9 for the county, shall, in compliance with the provisions hereof,  
10 reconsider such plan and submit the same or a revised plan on or  
11 before July 1, 1964, irrespective of the action taken on the  
12 prior plan. In those cases where the prior plan was approved by  
13 the State Council of Education, the plan submitted when approved  
14 by the Council of Basic Education shall supersede the prior  
15 approved plan as the plan of organization of administrative  
16 units for the county.

17 Section 293. Approval of Plans.--(a) When any plan of  
18 organization of administrative units for a county is found to  
19 conform to the standards for approval of administrative units  
20 adopted by the State Board of Education, the Department of  
21 Public Instruction shall cause such plan to be placed upon the  
22 agenda of the Council of Basic Education. The Council of Basic  
23 Education shall review all plans placed upon its agenda, and  
24 approve such plans as it deems wise in the best interests of the  
25 educational system of the Commonwealth. Except as hereinafter  
26 provided, no plan of organization of administrative units shall  
27 be approved in which any proposed school district contains a  
28 pupil population of less than four thousand (4,000), unless when  
29 factors of topography, pupil population, community  
30 characteristics, transportation of pupils, use of existing

1 school buildings, existing administrative units, potential  
2 population changes and the capability of providing a  
3 comprehensive program of education are considered by the Council  
4 of Basic Education as requiring the approval of a plan of  
5 organization of administrative units in which one or more  
6 proposed school districts contains a pupil population of less  
7 than four thousand (4,000). (b) A plan of organization of  
8 administrative units for a county shall be approved by the  
9 Council of Basic Education, if the plan contains (i) no unit  
10 with a pupil population less than that of the unit with the  
11 smallest pupil population in the last previous county-wide plan  
12 submitted to and approved by the State Council of Education  
13 prior to September 12, 1961, and (ii) no more units than were in  
14 the aforesaid county-wide plan plus an additional unit for each  
15 second class district which was not required to be a part of  
16 such county-wide plan and which was not included in an  
17 administrative unit thereof. (c) Pupil population as used in  
18 this section shall mean the average daily membership for the  
19 school year 1961-1962 including kindergarten or grade one  
20 through grade twelve.

21 Section 294. Disapproval of Plans.--When any plan of  
22 organization of administrative units for a county is disapproved  
23 by the Council of Basic Education, it shall be returned to the  
24 county board of school directors which submitted the plan for  
25 reconsideration, amendment and resubmission in accordance with  
26 the recommendations of the Council of Basic Education.

27 Section 295. Department of Public Instruction to Prepare  
28 Plans.--In the event that no plan of organization of  
29 administrative units is approved by the Council of Basic  
30 Education for a county prior to January 1, 1965, the Department

1 of Public Instruction shall prepare and place upon the agenda of  
2 the Council of Basic Education a plan of organization of  
3 administrative units for the county. When approved by the  
4 Council of Basic Education, such plan shall be deemed the  
5 approved plan of organization of administrative units for the  
6 county.

7 Any school district which considers itself aggrieved by a  
8 plan of organization of administrative units approved by the  
9 Council of Basic Education may appeal to the State Board of  
10 Education by filing a petition, within thirty (30) days after  
11 approval of the plan, setting forth the grounds for such appeal.  
12 A copy of such petition shall be served by registered or  
13 certified mail on the secretary of the county board of school  
14 directors. The State Board of Education, or its representative,  
15 shall fix a day and time for hearing, shall give written notice  
16 to all parties interested, and may hear and consider such  
17 testimony as it may deem advisable to enable it to make a  
18 decision. After reaching its decision, the State Board of  
19 Education shall enter such order as appears to it just and  
20 proper, either directing the Council of Basic Education to  
21 approve the plan in an amended form or confirming the plan in  
22 the form previously approved by the Council of Basic Education.  
23 The decision of the State Board of Education shall be final,  
24 unless an appeal is taken as now provided under the provisions  
25 of the "Administrative Agency Law."

26 Section 296. Establishment of Reorganized School  
27 Districts.--On July 1, 1966, or on the date of advance  
28 establishment, all administrative units contained in plans of  
29 organization of administrative units approved by the Council of  
30 Basic Education shall constitute and be deemed established as

1 school districts, and shall belong to the class to which they  
2 are entitled as provided by law: Provided, however, if any  
3 approved administrative unit includes any district or districts  
4 of the second, third, or fourth class with any district of the  
5 first class A, such district or districts of the second, third,  
6 or fourth class shall be merged into and become part of said  
7 district of the first class A, and said district of the first  
8 class A as thus enlarged shall be the reorganized district and  
9 shall be considered as having had continued existence.

10 Section 297. Advance Establishment.--(a) Any administrative  
11 unit contained in a plan of organization of administrative units  
12 approved by the Council of Basic Education may constitute and be  
13 deemed established as a school district on July 1, 1964, or on  
14 July 1, 1965, when the following conditions have been satisfied:

15 (1) All appeals to the State Board of Education from the  
16 action of the Council of Basic Education approving the plan of  
17 organization of administrative units have been finally  
18 determined;

19 (2) At a regular meeting or at a special meeting called for  
20 such purpose, the board of school directors of each school  
21 district composing the administrative unit has approved by  
22 majority vote the establishment in advance of July 1, 1966, of  
23 the proposed school district contained in the plan of  
24 organization of administrative units approved by the Council of  
25 Basic Education;

26 (3) A copy of the resolution of each school district is  
27 filed with the Department of Public Instruction; and

28 (4) The Superintendent of Public Instruction certifies to  
29 the Council of Basic Education that all school districts  
30 composing the administrative unit have filed resolutions with

1 the Department of Public Instruction approving the establishment  
2 of the school district in advance of July 1, 1966. The  
3 certification shall state the date when the school district  
4 shall be deemed established.

5 (b) Any school district established in advance of July 1,  
6 1966, shall be entitled to all the benefits of this act and  
7 shall be subject to all of the provisions of this act as if the  
8 school district were constituted and deemed established on July  
9 1, 1966: Provided, however, That in the case of school districts  
10 established on July 1, 1964, the provisions of section 303.1 of  
11 this act relating to election of school directors shall be  
12 advanced two years: And provided further, That in the case of  
13 school districts established on July 1, 1965, the provisions of  
14 section 303.1 of this act shall not be advanced.

15 Section 510.1. Special School Watchmen-School Districts in  
16 Townships of the Second Class.--The board of school directors of  
17 school districts in townships of the second class may, by  
18 resolution, appoint and fix the salary of special school  
19 watchmen, who shall have the duty of patrolling school grounds  
20 and protecting school property.

21 Section 519. Copies of School Laws.--The Superintendent of  
22 Public Instruction shall send to each member of every board of  
23 school directors in the State, a bound copy of each new edition  
24 of the School Laws, as soon as possible after the same shall  
25 have been published.

26 Section 523. Educational Broadcasting.--

27 (a) The State Board of Education shall adopt and amend, when  
28 necessary, a State Plan for Educational Broadcasting. The State  
29 plan shall provide for the development of educational  
30 broadcasting facilities in the Commonwealth and shall define

1 educational broadcasting service areas which shall be served by  
2 specified broadcasting centers. The Department of Education  
3 shall promulgate regulations to implement the State plan. Prior  
4 to adoption or amendment of the State plan, the board shall  
5 submit the plan to the Pennsylvania Public Television Network  
6 Commission and receive its comments thereon.

7 \* \* \*

8 Section 705. Residences for Teachers and Janitors.--The  
9 board of directors of any school district of the fourth class,  
10 when they consider it necessary, may purchase or build a  
11 residence or residences for the use of the principal or teacher  
12 or janitor, or any of them, as shall be deemed advisable, in the  
13 same manner and upon the same procedure as other school  
14 buildings are purchased or erected. Such school districts, with  
15 the approval of the Department of Public Instruction, are  
16 authorized to expend the funds of the school district and to  
17 borrow money for the purchase or erection of such residences in  
18 the same manner as for other school buildings. Any such district  
19 may fix and charge a rental for the use of such building, which  
20 rental shall be paid into the school treasury. All property  
21 acquired under this section shall be held by the school district  
22 the same as other school property.

23 Section 736. Heating Stoves to be Shielded.--No board of  
24 school directors in this Commonwealth shall use a common heating  
25 stove for the purpose of heating any school room, unless such  
26 stove is in part enclosed within a shield or jacket made of  
27 galvanized iron, or other suitable material, and of sufficient  
28 height, and so placed, as to protect all pupils while seated at  
29 their desks from direct rays of heat.

30 Section 737. Ventilation; Thermometer.--No school room or

1 recitation room shall be used in any public school which is not  
2 provided with ample means of ventilation, and whose windows,  
3 when they are the only means of ventilation, shall not admit of  
4 ready adjustment both at the top and bottom, and which does not  
5 have some device to protect pupils from currents of cold air.  
6 Every school room or recitation room shall be furnished with a  
7 thermometer.

8 Section 738. Fireproof Construction.--All school buildings,  
9 two or more stories high, hereafter erected or leased in any  
10 school district of the first class in this Commonwealth shall be  
11 of fireproof construction; and in any school district of the  
12 second, third, or fourth class, every building more than two  
13 stories high, hereafter built or leased for school purposes,  
14 shall be of fireproof construction.

15 Section 739. Doors to Open Outward; Fire Escapes; etc.--All  
16 doors of entrance into any building used for public school  
17 purposes shall open outward.

18 In all school buildings erected after the first day of May,  
19 one thousand nine hundred twenty-five, or buildings leased or  
20 used for school purposes, all entrance and exit doors, as well  
21 as all doors leading to or from all regular, special, or general  
22 rooms, shall open outward.

23 Every school building shall be provided with necessary fire-  
24 escapes and safety-appliances as required by law.

25 On and after January 1, 1973, each new school building and  
26 every addition to an existing school building equipped with  
27 windows and with no emergency fire rescue door to the outside,  
28 shall be equipped with escape windows of such type and at such  
29 locations as may be approved by the Department of Labor and  
30 Industry.

1 Section 760. Completion of Abandoned WPA Projects, Districts  
2 Third and Fourth Class.--Whenever any school district of the  
3 third or fourth class, pursuant to contract with the Works  
4 Projects Administration or any other agency of the United States  
5 Government, shall have expended money for the erection of a  
6 school building to be erected by such agency, and after the  
7 erection of such building has been begun, but before the  
8 completion thereof the project is abandoned by the Works  
9 Projects Administration or other agency of the United States  
10 Government, the board of directors of such school district may,  
11 with the approval of the Superintendent of Public Instruction,  
12 enter into a contract for the immediate continuation of the work  
13 of erecting such school building to an extent necessary to  
14 protect the work already completed from loss or damage by the  
15 elements. Such contract may be let on competitive bids solicited  
16 from at least three responsible bidders and approved by the  
17 Superintendent of Public Instruction.

18 Section 772. Condition of Grounds; Shade Trees.--The board  
19 of school directors in each school district shall put the  
20 grounds about every school building in a neat, proper and  
21 sanitary condition and so maintain the same and shall provide  
22 and maintain a proper number of shade trees.

23 Section 1208. Summer Schools, etc.--The State Board of  
24 Education shall provide for summer schools in State colleges,  
25 colleges, universities and other educational institutions, and  
26 for extension courses and correspondence courses for all  
27 teachers employed in the public school system of the  
28 Commonwealth who wish to acquire the minimum qualifications  
29 prescribed herein, or such further qualifications as may be  
30 desirable.

1 Section 1317.1. Possession of Telephone Pagers Prohibited.--

2 (a) The possession by students of telephone paging devices,  
3 commonly referred to as beepers, shall be prohibited on school  
4 grounds, at school sponsored activities and on buses or other  
5 vehicles provided by the school district.

6 (b) The prohibition contained in subsection (a) shall not  
7 apply in the following cases, provided that the school  
8 authorities approve of the presence of the beeper in each case:

9 (1) A student who is a member of a volunteer fire company,  
10 ambulance or rescue squad.

11 (2) A student who has a need for a beeper due to the medical  
12 condition of an immediate family member.]

13 Section 1337. Nonprofit School Food Program.--\* \* \*

14 [(f) Studies, Appraisals and Reports to Governor. The  
15 Department of Education is hereby authorized, to the extent that  
16 funds are available for that purpose and in cooperation with  
17 other appropriate agencies and organizations, to conduct studies  
18 of methods of improving and expanding school food programs and  
19 promoting nutritional education in the schools, to conduct  
20 appraisals of the nutritive benefits of school food programs and  
21 to report its findings and recommendations, from time to time,  
22 to the Governor.

23 Section 1338.2. Antitruancy Programs.--The Department of  
24 Education shall formulate recommendations for the General  
25 Assembly concerning the establishment and funding of effective  
26 community-based antitruancy pilot programs. In formulating these  
27 recommendations, the Department of Education shall seek advice  
28 and counsel from educators, parents, students, district  
29 attorneys, law enforcement representatives, attendance officers,  
30 social service agencies experienced in providing services to

1 truant children, counselors, judges, probation officers and  
2 representatives from the Pennsylvania Commission on Crime and  
3 Delinquency and the Juvenile Court Judges' Commission.

4 Section 1378. Medical Care for Children Under Six with  
5 Defective Hearing.--Whenever the county medical director of the  
6 Department of Health reports to the medical examiner of any  
7 school district a case of a minor under six (6) years of age,  
8 who is totally deaf or whose hearing is impaired, who is not  
9 receiving adequate care and treatment, and whose parent or  
10 guardian is financially unable to provide the same, such medical  
11 examiner shall provide such care and treatment at the expense of  
12 the school district or of the Commonwealth, as the case may be  
13 charged by law with the providing of medical examinations for  
14 the schools of the school district. Such care and treatment may  
15 be administered by the medical examiner or by some doctor of  
16 medicine selected by him.

17 Section 1308-A. Report.--The Secretary of Education shall  
18 survey all school districts and nonpublic schools to determine  
19 the extent to which additional costs have been incurred in  
20 implementing administrative and reporting requirements  
21 established for public and nonpublic schools in section 1317.2  
22 and in sections 1304-A through 1307-A. The Secretary of  
23 Education shall issue a report to the chairman and the minority  
24 chairman of the Appropriations Committee and the Education  
25 Committee of the Senate and the Appropriations Committee and  
26 Education Committee of the House of Representatives by April 1,  
27 1996, concerning the extent to which additional costs have been  
28 incurred by school districts and nonpublic schools.

29 Section 1414. Care and Treatment of Pupils.--Any school  
30 district or joint school board may provide for the care and

1 treatment of defective eyes, ears and teeth of all children of  
2 school age within the district.

3 Section 1422.1. Local Wellness Policy.--(a) Not later than  
4 the first day of the school year beginning after June 30, 2006,  
5 each local education agency shall, pursuant to section 204 of  
6 the Child Nutrition and WIC Reauthorization Act of 2004 (Public  
7 Law 108-265, 118 Stat. 729), establish a local wellness policy  
8 for schools within the local education agency.

9 (c) A local education agency may submit its local wellness  
10 policy or information on other initiatives regarding child  
11 health, nutrition, food allergy reaction management and physical  
12 education to the Department of Education for inclusion in the  
13 clearinghouse established under section 1422.3(3).]

14 Section 2. Section 1517(d) and (e) of the act are amended to  
15 read:

16 Section 1517. Fire and Emergency Evacuation Drills.--\* \* \*

17 (d) (1) All school entities using or contracting for school  
18 buses for the transportation of school children shall conduct on  
19 school grounds two emergency evacuation drills on buses during  
20 each school year, the first to be conducted during the first  
21 week of the first school term and the second during the month of  
22 March, and at such other times as the chief school administrator  
23 may require. Each such drill shall include the practice and  
24 instruction concerning the location, use and operation of  
25 emergency exit doors and fire extinguishers and the proper  
26 evacuation of buses in the event of fires or accidents.

27 (2) Bus operators shall be provided with proper training and  
28 instructions to enable them to carry out the provisions of this  
29 subsection and may be required to attend classes and drills in  
30 connection therewith.

1 [(e) On or before the tenth day of April of each year, each  
2 chief school administrator shall certify to the Department of  
3 Education that the emergency evacuation drills and school  
4 security drills herein required have been conducted in  
5 accordance with this section.]

6 \* \* \*

7 Section 3. Sections 1522, 1534, Article XV-B heading, 1501-  
8 B, 1502-B, 1503-B, 1504-B, 1505-B and 1503-E(10) of the act are  
9 repealed:

10 [Section 1522. Foreign Language Academies.--(a) The  
11 Department of Education shall establish a summer foreign  
12 language academy grant program utilizing Federal education funds  
13 and matching grants for students in this Commonwealth. To the  
14 greatest extent possible, the department shall establish  
15 guidelines for the programs which involve the universities and  
16 colleges, local school districts and intermediate units. Those  
17 students who are to participate in the program shall be selected  
18 by the local school districts.]

19 (b) At least one summer foreign language academy shall be in  
20 operation by the summer of 1993.

21 (c) The department shall prepare an annual report of the  
22 summer foreign language academies program which shall be  
23 submitted to the Governor, the Education Committee of the Senate  
24 and the Education Committee of the House of Representatives.

25 Section 1534. Monthly Reports to School Directors; Districts  
26 Second, Third and Fourth Class.--In school districts of the  
27 second, third and fourth class every teacher employed in the  
28 public schools shall, at the end of each school month, or within  
29 five days thereafter, make a report for the past month to the  
30 board of school directors. Such reports shall state correctly

1 the number of days the schools were kept open, and, if closed on  
2 any days, the reason therefor, the number, age, and sex of all  
3 pupils, and the number of days attended by each. Such reports  
4 shall be made on blank forms to be furnished the teachers by the  
5 board of school directors. No teacher shall be paid more than  
6 one-half of his salary for the current month until such report  
7 is made. Such reports shall be filed with the secretary of the  
8 board, and shall at all times be open to inspection by the  
9 public. Any school principal may make such report for the entire  
10 school.

11 ARTICLE XV-B.

12 READ TO SUCCEED PROGRAM.

13 Section 1501-B. Establishment of Program.--There is hereby  
14 established in the Department of Education the Read to Succeed  
15 Program. The program shall provide competitive grants to school  
16 districts and charter schools to build strong reading skills in  
17 Pennsylvania students. The program shall emphasize students with  
18 the greatest need for intensive reading instruction and school  
19 programs that will enable students to learn to read by the end  
20 of the third grade.

21 Section 1502-B. Eligibility Requirements.--(a) The  
22 Department of Education shall establish eligibility criteria to  
23 be used to select schools and students in kindergarten through  
24 third grade to participate in the Read to Succeed Program.

25 (b) The secretary shall establish matching requirements for  
26 grant recipients.

27 Section 1503-B. Program Requirements.--School districts and  
28 charter schools shall apply for grants as prescribed by the  
29 Department of Education. The application will contain the  
30 following:

1 (1) Identification of students with the greatest need.

2 (2) Methods of ongoing assessment.

3 (3) Reading instruction based on current reading research.

4 (4) Integration with the reading instruction programs and  
5 activities of the school district.

6 (5) Professional development plan.

7 (6) Opportunities for extended learning time.

8 (7) Coordination with community-based reading activities,  
9 including family literacy programs.

10 (8) Staff and program facilities.

11 (9) A multiyear plan that shows how the school district or  
12 charter school will assume full financial and programmatic  
13 responsibility for the Read to Succeed Program at the conclusion  
14 of the grant period.

15 (10) The estimated budget for each specific program  
16 activity.

17 Section 1504-B. Technical Assistance and Monitoring.--The  
18 Department of Education shall provide technical assistance and  
19 establish methods to ensure the quality of the program receiving  
20 a grant, including program monitoring and onsite visitation.

21 Section 1505-B. Reports.--(a) A school district or charter  
22 school participating in the Read to Succeed Program shall  
23 provide program and fiscal reports as required by the Department  
24 of Education.

25 (b) Beginning in the year 2000, the department shall submit  
26 a report by December 31 of each year to the majority and  
27 minority chairman of the Education Committee of the Senate and  
28 the majority and minority chairman of the Education Committee of  
29 the House of Representatives.]

30 Section 1503-E. Department duties and powers.

1 The department shall:

2 \* \* \*

3 [(10) Prepare and submit an annual report to the  
4 Education Committee of the Senate and the Education Committee  
5 of the House of Representatives regarding the administration  
6 and operation of programs and grants awarded under the grant  
7 program. The report shall include:

8 (i) A summary of the guidelines and criteria  
9 established by the department and the establishment and  
10 operation of the grant program.

11 (ii) A listing of the sources of funding sought by  
12 the department for use in the grant program.

13 (iii) A listing of the number of school districts  
14 that established and implemented programs.

15 (iv) A description of each school district's program  
16 and the integration into the curriculum.

17 (v) A description of measures utilized by school  
18 districts to provide parent, professional educator and  
19 community involvement.]

20 Section 4. Section 1803 of the act is amended to read:

21 Section 1803. Duties of State Board for Vocational  
22 Education; Reports.--The State Board for Vocational Education is  
23 hereby authorized and directed to investigate and to aid in the  
24 introduction of vocational industrial, vocational agricultural,  
25 vocational homemaking, vocational distributive and vocational  
26 business and office occupational education; to assist in the  
27 establishment of schools and departments for said forms of  
28 education, and to inspect and approve such schools or  
29 departments as are hereinafter provided. [The State Board for  
30 Vocational Education shall make a report annually to the

1 Governor and Legislature describing the condition and progress  
2 of vocational industrial, vocational agricultural, vocational  
3 homemaking, vocational distributive and vocational business and  
4 office occupational education during the year, and shall also  
5 make such recommendations as the board may deem advisable.]

6 Section 5. Sections 1804, 1811 and 1923 of the act are  
7 repealed:

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

14 Principals, instructors and lecturers for the Public Service  
15 Institute shall be elected by the State Board for Vocational  
16 Education. They shall possess the qualifications established in  
17 the State Plan for Vocational Education approved by the Federal  
18 Board for Vocational Education.

19 Section 1811. Estimate of Expenses and Reimbursements;  
20 Appropriations.--On or before the first Wednesday of January of  
21 any year in which the regular session of the Legislature is  
22 held, the State Board for Vocational Education shall present to  
23 the Legislature an estimate of the amount of money necessary to  
24 meet the expenditures to be incurred in the administration of  
25 this act for the fiscal year beginning with the first day of the  
26 ensuing June, 1961, and beginning with the first day of July of  
27 each year thereafter; and the amount necessary to meet the  
28 claims of school districts and unions of school districts  
29 maintaining approved vocational schools or departments, under  
30 the provisions of this act for the school year beginning with

1 the first day of the preceding July. On the basis of such  
2 statement, the Legislature shall make an appropriation of such  
3 amounts as may be necessary to meet the expense of carrying this  
4 act into effect, and of reimbursing such school districts and  
5 unions of school districts for such school year as herein  
6 provided.

7 Section 1923. Teachers of Evening Schools.--All teachers of  
8 evening schools must have proper certificates as provided in  
9 this act.]

10 Section 6. Section 1906.1-B(c) of the act is amended to  
11 read:

12 Section 1906.1-B. Powers and Duties of the Board of  
13 Trustees.--\* \* \*

14 (c) The board of trustees shall coordinate, review and  
15 approve the annual capital budget requirements of the college  
16 and the annual operating budget of the college. It shall present  
17 these annual budgets with comments to the Secretary of Education  
18 for presentation to the State Board of Education. [The State  
19 Board of Education shall return such budget requests,  
20 recommending approval or disapproval, with comments, if any, to  
21 the Secretary of Education prior to their submission to the  
22 Secretary of the Budget.] The board of trustees may also submit  
23 its budget recommendations and findings to the General Assembly  
24 subsequent to the submission of the Governor's budget to the  
25 General Assembly.

26 \* \* \*

27 Section 7. Sections 1916-B, 2002-C(b), Article XXII-A  
28 heading, Subdivision (a) heading, 2201-A, 2202-A, 2203-A,  
29 Subdivision (b) heading, 2211-A, 2212-A, 2213-A, 2214-A,  
30 Subdivision (c) heading, 2231-A, 2232-A, 2233-A, 2234-A, 2596,

1 2603-B(c), (d) (4) and (10) and (h) and 2605-B of the act are  
2 repealed:

3 [Section 1916-B. Annual Report.--The board of trustees shall  
4 be required to submit a report to the Governor, the  
5 Appropriations Committee and Education Committee of the Senate  
6 and the Appropriations Committee and Education Committee of the  
7 House of Representatives and the State Board of Education, no  
8 later than September 1, which shall cover the twelve-month  
9 period beginning with the summer term of the preceding year and  
10 shall include:

11 (1) The definitions and number of faculty members and staff  
12 employed full time, the number of faculty members and staff  
13 employed part time, the number of full-time students enrolled  
14 and the number of part-time students enrolled.

15 (2) The total number of credit hours taught and the minimum  
16 number of credit hours required for graduation.

17 (3) The degrees and programs offered by the institution.

18 (4) The total number of graduates and the total number of  
19 graduates by degree or program.

20 (5) The number of terms scheduled and dates thereof.]

21 Section 2002-C. Duties of public institutions of higher  
22 education.

23 \* \* \*

24 [(b) Reporting requirements.--A public institution of higher  
25 education shall submit to the department a series of interim  
26 reports outlining the actions that the public institution of  
27 higher education has undertaken or intends to undertake to  
28 comply with subsection (a), which shall be filed December 31,  
29 2006, June 30, 2007, and December 31, 2007.]

30 \* \* \*

1 [ARTICLE XXII-A.

2 MEDICAL EDUCATION LOAN ASSISTANCE.

3 (a) General Provisions.

4 Section 2201-A. Scope.

5 This article deals with medical education loan assistance.

6 Section 2202-A. Purpose.

7 The purpose of this article is to provide an incentive to  
8 Pennsylvania students to pursue higher education and training in  
9 medicine, professional nursing, biomedicine and the life  
10 sciences in order to maintain the delivery of quality health  
11 care services in this Commonwealth.

12 Section 2203-A. 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 "Accredited medical college." An institution of higher  
17 education located in this Commonwealth that is accredited by the  
18 Liaison Committee on Medical Education to provide courses in  
19 medicine and empowered to grant professional and academic  
20 degrees in medicine as defined in the act of December 20, 1985  
21 (P.L.457, No.112), known as the Medical Practice Act of 1985.

22 "Agency." The Pennsylvania Higher Education Assistance  
23 Agency.

24 "Approved institution of higher learning." An institution of  
25 higher learning located in this Commonwealth and approved by the  
26 agency.

27 "Approved nursing program." An institution located in this  
28 Commonwealth and accredited to grant professional and academic  
29 degrees or diplomas in nursing as defined in the act of May 22,  
30 1951 (P.L.317, No.69), known as The Professional Nursing Law.

1 "Degree in medicine." A degree from an accredited medical  
2 college that qualifies the degree recipient to be licensed as a  
3 physician.

4 "Designated area." Any of the following:

5 (1) A geographic area of this Commonwealth that is  
6 designated by the Secretary of Health as having a shortage of  
7 physicians.

8 (2) A geographic area of this Commonwealth designated by  
9 the United States Department of Health and Human Services as  
10 a medically underserved area or designated to have a  
11 medically underserved population.

12 "Eligible applicant." An individual who holds an  
13 undergraduate degree from an institution of higher learning and  
14 is enrolled in:

15 (1) an accredited medical college; or

16 (2) an approved institution of higher learning for  
17 purposes of obtaining a graduate degree in biomedicine or  
18 life sciences.

19 "Guarantor." An insurance company or not-for-profit  
20 guarantor whose primary purpose is to provide default coverage  
21 and loss prevention services to an offeror of unsecured student  
22 loans.

23 "Licensed health care facility." A health care facility that  
24 is enrolled in the Commonwealth's medical assistance program and  
25 is licensed under Article X of the act of June 13, 1967 (P.L.31,  
26 No.21), known as the Public Welfare Code, or the act of July 19,  
27 1979 (P.L.130, No.48), known as the Health Care Facilities Act.

28 "Nursing school applicant." An individual who is a resident  
29 of this Commonwealth and is enrolled in an approved nursing  
30 program.

1 "Offeror." An institution that makes unsecured loans to  
2 eligible students in cooperation with the agency.

3 "Physician." An individual licensed to practice medicine and  
4 surgery within the scope of the act of October 5, 1978  
5 (P.L.1109, No.261), known as the Osteopathic Medical Practice  
6 Act, or the act of December 20, 1985 (P.L.457, No.112), known as  
7 the Medical Practice Act of 1985.

8 "Registered nurse." An individual licensed to practice  
9 professional nursing under the act of May 22, 1951 (P.L.317,  
10 No.69), known as The Professional Nursing Law.

11 "Work requirement for nurses." Postgraduate, full-time  
12 employment in direct patient care with a licensed health care  
13 facility located in this Commonwealth in an occupation related  
14 to an approved course of study. The term does not include a paid  
15 student internship, a paid fellowship, volunteer service or  
16 employment before graduation.

17 (b) Program.

18 Section 2211-A. Pennsylvania Medical Education Loan Assistance  
19 Program.

20 The agency shall establish and administer the Pennsylvania  
21 Medical Education Loan Assistance Program as set forth in  
22 sections 2212-A and 2213-A to provide financial assistance to  
23 individuals who acquire the required degree or diploma in  
24 medicine, professional nursing, biomedicine or life sciences and  
25 to recruit these individuals to practice their professions in  
26 Pennsylvania.

27 Section 2212-A. Loan guarantor program.

28 (a) Establishment of program.--The agency shall administer a  
29 loan guarantor program on a Statewide basis. The agency shall  
30 utilize funds in the Medical School Loan Account to encourage

1 eligible applicants to attend an accredited medical college or  
2 an approved institution of higher learning.

3 (b) Loan Guarantor Program.--The Loan Guarantor Program  
4 shall provide for the following:

5 (1) Life of loan servicing.

6 (2) Contracting for insurance with a guarantor, approved  
7 by the agency, which offers a low-cost loan with competitive  
8 interest rates and loan fees to eligible applicants.

9 (3) Predetermining the eligibility of applicants who  
10 receive a loan from an offeror to attend an accredited  
11 medical school or an approved institution of higher learning  
12 that is insured by a guarantor.

13 (4) Evaluating the benefit package of a guarantor for  
14 adequacy, accessibility and availability of funds necessary  
15 to provide adequate loss prevention.

16 (c) Low-cost loans.--An eligible applicant shall apply to an  
17 offeror for a low-cost loan to attend an accredited medical  
18 college or an approved institution of higher learning. A low-  
19 cost loan made under this subsection shall be guaranteed by an  
20 approved guarantor through a contract with the agency. Low-cost  
21 loans made under this subsection shall provide reduced interest  
22 rates and loan fees to eligible applicants compared to loans  
23 made for the same purpose that are not guaranteed by this  
24 article.

25 (d) Loan requirements.--Loans provided under this section  
26 shall cover up to 100% of the actual cost of tuition, room and  
27 board at an accredited medical college or an approved  
28 institution of higher learning and the actual cost of course-  
29 required textbooks and supplies for the recipient.

30 (e) Default.--If a recipient fails to repay a loan received

1 under this section, the agency shall collect the loan pursuant  
2 to one of the following:

3 (1) Section 4.3 of the act of August 7, 1963 (P.L.549,  
4 No.290), referred to as the Pennsylvania Higher Education  
5 Assistance Agency Act.

6 (2) A process established by the applicable guarantors.

7 (3) Any other collection procedure or process deemed  
8 appropriate by the agency.

9 (f) Medical Education Loan Loss Account.--An account is  
10 hereby established within the agency to receive funds  
11 appropriated for purposes of this section. Moneys in the account  
12 are hereby appropriated to the agency to provide the loan  
13 guarantor program. When funds in the account are expended, no  
14 additional loans shall be offered.

15 (g) Interest rate reduction.--The agency or an offeror may  
16 modify loans under this section to further reduce interest rates  
17 as follows:

18 (1) The agency or the offeror may reduce the interest  
19 rate of the loan by not less than 1% if the loan recipient,  
20 upon completion of a graduate degree in biomedicine or life  
21 sciences or upon licensure as a physician, agrees to practice  
22 medicine or be employed to conduct research on a full-time  
23 basis in Pennsylvania for a period of three consecutive  
24 years.

25 (2) The agency or the offeror may reduce the interest  
26 rate of the loan by not less than 2% if the loan recipient,  
27 upon licensure as a physician, agrees to practice medicine  
28 for not less than three consecutive years in a designated  
29 area.

30 (h) Contract.--In addition to the requirements of subsection

1 (g), in order to be eligible for an interest rate reduction, a  
2 loan recipient shall enter into a contract with the agency or an  
3 offeror or its assigns at the time the loan is made. The  
4 contract shall include the following:

5 (1) The loan recipient practicing in a designated area  
6 shall agree to treat patients eligible for medical assistance  
7 and Medicare.

8 (2) The loan recipient shall permit the agency or the  
9 offeror to monitor the recipient's practice or employment to  
10 determine compliance with the terms of the contract and this  
11 article.

12 (3) The agency shall certify compliance with the terms  
13 of the contract.

14 (4) Upon the loan recipient's death or total or  
15 permanent disability, the agency or the offeror shall nullify  
16 the service obligation of the recipient.

17 (5) If the loan recipient is convicted of or pleads  
18 guilty or no contest to a felony or if the licensing board  
19 has determined that the recipient has committed an act of  
20 gross negligence in the performance of service obligations or  
21 has suspended or revoked the license to practice, the agency  
22 or the offeror shall terminate the loan recipient's  
23 participation in the program and seek repayment of the amount  
24 of the loan on the date of the conviction, determination,  
25 suspension or revocation.

26 (6) A loan recipient who fails to comply with a contract  
27 shall pay to the agency or the offeror the amount of loan  
28 received under the original contract as of the time of  
29 default. Providing false information or misrepresentation on  
30 an application or verification of service shall constitute

1 default.

2 (i) Accountability.--In July 2004, the agency shall conduct  
3 a performance review of the program and services provided. The  
4 performance review shall include the following:

5 (1) The goals and objectives of the program.

6 (2) A determination of whether the goals and objectives  
7 were achieved by the agency-participating guarantor and  
8 offeror.

9 (3) The specific methodology used to evaluate the  
10 results.

11 (4) Recommendations for improvement.

12 Section 2213-A. Loan forgiveness program.

13 (a) Establishment of program.--The agency shall administer a  
14 loan forgiveness program for nursing school applicants on a  
15 Statewide basis. The agency may provide loan forgiveness as  
16 provided in subsection (b) for recipients of loans who by  
17 contract with the agency agree to practice professional nursing  
18 in this Commonwealth upon attainment of the required license.

19 (b) Loan forgiveness.--Agency-administered, federally  
20 insured student loans for higher education provided to a nursing  
21 school applicant may be forgiven by the agency as follows:

22 (1) The agency may forgive 50% of the loan, not to  
23 exceed \$50,000, if a loan recipient enters into a contract  
24 with the agency that requires the recipient upon successful  
25 completion of an approved nursing program and licensure as a  
26 registered nurse to practice nursing in this Commonwealth for  
27 a period of not less than three consecutive years.

28 (2) Loan forgiveness awards made pursuant to paragraph  
29 (1) shall be forgiven over a period of three years at an  
30 annual rate of 33 1/3% of the award and shall be made from

1 funds appropriated for this purpose.

2 (3) The contract entered into with the agency pursuant  
3 to paragraph (1) shall be considered a contract with the  
4 Commonwealth and shall include the following terms:

5 (i) An unlicensed recipient shall apply for a  
6 registered nurse's license to practice in this  
7 Commonwealth at the earliest practicable opportunity upon  
8 successfully completing a degree in nursing.

9 (ii) Within six months after licensure, a recipient  
10 shall engage in the practice of nursing in this  
11 Commonwealth according to the terms of the loan  
12 forgiveness award.

13 (iii) The recipient shall agree to practice in a  
14 licensed health care facility in the provision of direct  
15 patient care on a full-time basis.

16 (iv) The recipient shall permit the agency to  
17 determine compliance with the work requirement for nurses  
18 and all other terms of the contract.

19 (v) Upon the recipient's death or total or permanent  
20 disability, the agency shall nullify the service  
21 obligation of the recipient.

22 (vi) If the recipient is convicted of or pleads  
23 guilty or no contest to a felony or if the licensing  
24 board has determined that the recipient has committed an  
25 act of gross negligence in the performance of service  
26 obligations or has suspended or revoked the license to  
27 practice, the agency shall have the authority to  
28 terminate the recipient's service in the program and  
29 demand repayment of the amount of the loan as of the date  
30 of the conviction, determination, suspension or



1 contracts executed and renewed for nursing school applicants.

2 (3) The number of defaulted nursing loan forgiveness  
3 contracts, reported by cause.

4 (4) The number of nurses participating in the nursing  
5 loan forgiveness program, reported by type of institution  
6 attended, including four-year educational institutions,  
7 community colleges, independent two-year colleges, private  
8 licensed schools, hospital-based courses of study and  
9 certificate programs.

10 (5) The number and type of enforcement actions taken by  
11 the agency.

12 (b) Submission.--The annual report shall be submitted to the  
13 Governor, the chair and minority chair of the Appropriations  
14 Committee of the Senate, the chair and minority chair of the  
15 Appropriations Committee of the House of Representatives, the  
16 chair and minority chair of the Education Committee of the  
17 Senate, the chair and minority chair of the Education Committee  
18 of the House of Representatives, the chair and minority chair of  
19 the Public Health and Welfare Committee of the Senate and the  
20 chair and minority chair of the Health and Human Services  
21 Committee of the House of Representatives.

22 Section 2232-A. Appeals.

23 The provisions of this article shall be subject to 22 Pa.  
24 Code Ch. 121 (relating to student financial aid).

25 Section 2233-A. Regulations.

26 The agency shall adopt regulations and procedures necessary  
27 to carry out the purposes of this article.

28 Section 2234-A. Funding.

29 Loan guarantor program payments and loan forgiveness  
30 repayments shall be made only to the extent that funds are

1 appropriated for that purpose and are sufficient to cover  
2 administration of the programs. The receipt of a loan under this  
3 article shall not constitute an entitlement derived from the  
4 Commonwealth or a claim on any funds of the Commonwealth.

5 Section 2596. Special Study on the Revenue Impact of Out-of-  
6 State Tax Credits.--(a) The Department of Education shall  
7 undertake a special study to assess the revenue impact on  
8 Pennsylvania school districts of residents who work in bordering  
9 states. Particular emphasis shall be placed on districts meeting  
10 the following criteria:

11 (1) Districts that levy a local earned income tax under the  
12 act of December 31, 1965 (P.L.1257, No.511), known as "The Local  
13 Tax Enabling Act"; and

14 (2) Districts that include as resident taxpayers individuals  
15 who are subject to state and/or local income taxes at their out-  
16 of-State place of employment and who, therefore, claim tax  
17 credits in Pennsylvania as a result of these levies.

18 (b) The assessment shall include:

19 (1) Identification of all districts which meet the above  
20 criteria.

21 (2) Compilation of data indicating, on a per district basis,  
22 the number of resident taxpayers claiming a tax credit for out-  
23 of-State payments.

24 (3) Analysis of the individual taxpayer data in order to  
25 assess the effect on the local and State revenues for each  
26 affected school district.

27 (c) The Secretary of Education shall present a report  
28 summarizing the results of this study to the Chairman and the  
29 Minority Chairman of the House Education Committee and the  
30 Chairman and the Minority Chairman of the Senate Education

1 Committee no later than April 1, 1989.]

2 Section 2603-B. Powers and Duties of the Board.--\* \* \*

3 [(c) The board shall develop an annual operating budget,  
4 including projected operating expenses of the Professional  
5 Standards and Practices Commission. It shall include salaries  
6 for staff, office materials and equipment, and all expenses for  
7 the operation of the board and commission. This budget shall be  
8 presented to the Secretary of Education. Upon adoption of the  
9 general appropriations act, the department shall notify the  
10 board of the amount of its allocation.]

11 (d) The board shall also have the authority and duty to:

12 \* \* \*

13 [(4) (i) apply for, receive and administer, subject to any  
14 applicable regulations or laws of the Federal Government or any  
15 agency thereof, any Federal grants, appropriations, allocations  
16 and programs for the development of academic facilities on  
17 behalf of the Commonwealth, any of its school districts or any  
18 institution of higher education, public or private, within this  
19 Commonwealth;

20 (ii) subject to criteria developed by the Secretary of  
21 Education and subject to any applicable regulations or laws of  
22 the Federal Government or any agency thereof, to develop, alter,  
23 amend and submit to the Federal Government State plans for  
24 participation in Federal grants, appropriations, allocations and  
25 programs for the development of academic facilities and to make  
26 regulations, criteria, methods, forms, procedures and to do all  
27 other things which may be necessary to make possible the  
28 participation of the Commonwealth in such Federal grants,  
29 appropriations, allocations and programs for the development of  
30 academic facilities;

1 (iii) hold hearings, issue subpoenas and render decisions as  
2 to the priority assigned to any project, or as to any other  
3 matter or determination affecting any applicant for Federal  
4 grants, appropriations, allocations and programs for the  
5 development of academic facilities;

6 (iv) adopt rules or procedures and prescribe regulations for  
7 the submission to it of all matters within its jurisdiction; and

8 (v) submit, annually, to the Governor, on or before the  
9 first Monday of December, a report of its proceedings during  
10 that year, together with such recommendations as the board shall  
11 deem necessary;]

12 \* \* \*

13 [(10) (i) Approve or disapprove standards proposed by the  
14 department in order to comply with the provisions of the No  
15 Child Left Behind Act of 2001 to maintain the eligibility of  
16 this Commonwealth to receive Federal funding for education  
17 programs. The board shall approve or disapprove the standards  
18 within 30 days of submission to the board's office or at its  
19 next scheduled meeting, whichever is sooner. Failure of the  
20 board to approve or disapprove the standards within the time  
21 established under this section shall be deemed an approval of  
22 the standards.

23 (ii) Standards promulgated under this section shall be  
24 deposited with the Pennsylvania Bulletin for publication.]

25 \* \* \*

26 [(h) Every five (5) years, the board shall adopt a master  
27 plan for higher education which shall be for the guidance of the  
28 Governor, the General Assembly, and all institutions of higher  
29 education financed wholly or in part from State appropriations.  
30 The master plan shall:

1 (1) define the role of each type of institution (State-owned  
2 universities, State-related universities, community colleges,  
3 private colleges and universities and off-campus centers of any  
4 of these and other institutions authorized to grant degrees) in  
5 this Commonwealth;

6 (2) recommend enrollment levels for each such institution;

7 (3) recommend methods for governance;

8 (4) recommend methods for the distribution of State funds  
9 among the institutions;

10 (5) evaluate the status of physical plants and technical  
11 equipment and project needs;

12 (6) evaluate the status of and projection of manpower needs;

13 (7) evaluate enrollment accessibility to institutions of  
14 higher learning by the public; and

15 (8) otherwise provide for an orderly development of  
16 institutions of higher education in this Commonwealth.]

17 \* \* \*

18 [Section 2605-B. Reports and Recommendations.--(a) Annually  
19 in January, the board shall submit a comprehensive report of its  
20 activities to the Governor and the General Assembly together  
21 with its recommendations for improvements in education in this  
22 Commonwealth. The board's report shall include a statement  
23 outlining the expected benefits and projected costs of any  
24 recommended course of action. The report shall also include  
25 information regarding the ongoing review of the Master Plan for  
26 Higher Education and the Master Plan for Basic Education and  
27 list any projected changes.

28 (b) As it deems appropriate and necessary, the board may  
29 make reports and requests to the General Assembly on such issues  
30 as, pending legislation, proposed legislation, educational

1 policy, and any other programs or issues of which the board  
2 believes the General Assembly should be aware.]

3 Section 8. This act shall take effect in 60 days.