

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1450 Session of
1991

INTRODUCED BY COWELL, DAVIES, COY, COLAFELLA, KOSINSKI, TULLI,
DALEY, BILLOW, CARONE, MUNDY, RUDY, GEORGE, VAN HORNE,
KUKOVICH, DERMODY, MARKOSEK, STABACK, GIGLIOTTI, MAYERNIK,
CAPPABIANCA, DEMPSEY, PETRONE, LAUGHLIN, JADLOWIEC, REBER,
SALOOM, JAROLIN, PETRARCA, JOSEPHS, McCALL, BLAUM, TANGRETTI,
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COLAIZZO, MELIO, NAILOR, BROUJOS, CESSAR, STEELMAN, BELARDI,
HARPER, ARGALL, CARLSON, KRUSZEWSKI, MARSICO, BARLEY,
D. W. SNYDER, CAWLEY, PISTELLA, GRUITZA, TRICH AND BLACK,
JUNE 6, 1991

REFERRED TO COMMITTEE ON EDUCATION, JUNE 6, 1991

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," further providing for limitations of
6 certain payments; providing for an equity supplement; and
7 providing for payment on account of special education
8 programs.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Section 2501(15) and (19) of the act of March 10,
12 1949 (P.L.30, No.14), known as the Public School Code of 1949,
13 amended December 20, 1983 (P.L.267, No.73) and July 8, 1989
14 (P.L.253, No.43), are amended to read:

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

17 * * *

1 (15) "Minimum Subsidy." For the school years 1976-1977 and
2 1977-1978, in no case shall a district receive for each pupil in
3 weighted average daily membership, an amount less than ten
4 percent (10%) of the actual cost of instruction or ten percent
5 (10%) of the base earned for reimbursement whichever is the
6 lesser amount. For the 1978-1979 school year through the 1980-
7 1981 school year, no school district shall receive for each
8 pupil in weighted average daily membership an amount less than
9 fifteen percent (15%) of the base earned for reimbursement or
10 actual instructional expense per WADM, whichever is the lesser
11 amount. For the 1976-1977 school year through the 1980-1981
12 school year, a district whose actual instruction expense per
13 weighted average daily membership is more than two hundred
14 dollars (\$200) less than the median actual instruction expense
15 per weighted average daily membership, and whose equalized
16 millage is within fifteen percent (15%) of the median equalized
17 millage, the reimbursement shall be two hundred dollars (\$200)
18 below the median actual instruction expense per weighted average
19 daily membership times the district's aid ratio for each
20 weighted average daily membership. For the 1982-1983 school year
21 [and each school year thereafter,] through the 1990-1991 school
22 year, no school district shall receive for each pupil in
23 weighted average daily membership an amount less than fifteen
24 percent (15%) of the factor for educational expense.

25 * * *

26 (19) "Factor for Educational Expense." For the school years
27 1982-1983 and 1983-1984, the factor for educational expense used
28 to compute school district entitlements to payments on account
29 of instruction, as provided for in subsection (d) of section
30 2502, shall be one thousand six hundred fifty-six dollars

1 (\$1,656) unless later changed by statute. For the school year
2 1983-1984, the Factor for Educational Expense shall be one
3 thousand seven hundred twenty-five dollars (\$1,725), unless
4 later changed by statute, for those school districts
5 participating, during the 1984-1985 school year, in a Statewide
6 program for testing and remediation which is designed to
7 identify and provide remediation services to individual students
8 pursuant to section 1511.1. For the 1984-1985 school year,
9 notwithstanding any other provisions of this act to the
10 contrary, the Factor for Educational Expense used to compute all
11 school districts' entitlements to payments on account of
12 instruction, as provided for in subsection (d) of section 2502,
13 shall be one thousand eight hundred seventy-five dollars
14 (\$1,875). For the 1985-1986 school year, the Factor for
15 Educational Expense used to compute all school districts'
16 entitlements to payments on account of instruction, as provided
17 for in subsection (d) of section 2502, shall be one thousand
18 nine hundred seventy dollars (\$1,970). For the 1986-1987 school
19 year, the Factor for Educational Expense used to compute all
20 school districts' entitlements to payments on account of
21 instruction, as provided for in subsection (d) of section 2502,
22 shall be two thousand one hundred twenty-five dollars (\$2,125).
23 For the school year 1987-1988, the Factor for Educational
24 Expense used to compute all school districts' entitlements to
25 payments on account of instruction, as provided for in
26 subsection (d) of section 2502, shall be two thousand two
27 hundred thirty dollars (\$2,230). For the school year 1988-1989
28 [and each school year thereafter], the Factor for Educational
29 Expense used to compute all school districts' entitlements to
30 payments on account of instruction, as provided for in

1 subsection (d) of section 2502, shall be two thousand three
2 hundred thirty dollars (\$2,330). For the school year 1990-1991
3 and each school year thereafter, the Factor for Educational
4 Expense used to compute all school districts' entitlements to
5 payments on account of instruction, as provided for in
6 subsection (d) of section 2502, shall be two thousand five
7 hundred ten dollars (\$2,510).

8 Section 2. Section 2502.5(b) of the act, amended July 8,
9 1989 (P.L.253, No.43), is amended to read:

10 Section 2502.5. Limitation of Certain Payments.--* * *

11 (b) Notwithstanding any other provisions of law, for the
12 school year 1982-1983 and 1983-1984, no school district shall be
13 paid under subsections (d) and (e) of section 2502 and section
14 2502.11 or, for the school year 1984-1985, no school district
15 shall be paid under subsections (d) and (e) of section 2502,
16 subsection (e) of this section, section 2502.11 and section
17 2502.13 or, for the school year 1985-1986, no school district
18 shall be paid under subsections (d) and (e) of section 2502,
19 subsection (e) of this section, section 2502.11, section
20 2502.13, section 2502.14 and section 2502.15 or, for the school
21 year 1986-1987, no school district shall be paid under
22 subsections (d) and (e) of section 2502, subsection (e) of this
23 section, section 2502.11, section 2502.13 and section 2502.15
24 or, for the school year 1987-1988, no school district shall be
25 paid under subsections (d) and (e) of section 2502, subsection
26 (e) of this section, sections 2502.11 and 2502.13 or, for the
27 school year 1988-1989 and each school year thereafter, no school
28 district shall be paid under subsections (d) and (e) of section
29 2502, sections 2502.11 and 2502.13 an amount in excess of one
30 hundred percent (100%) of the total reimbursable instructional

1 expenditures of the school district. For the 1982-1983 school
2 year, all school districts qualifying for payments under
3 subsections (d) and (e) of section 2502 and section 2502.11
4 shall be limited to an increase payment on account of those
5 sections which shall not exceed nine percent (9%) over the sums
6 received on account of section 2502.9 for the 1981-1982 school
7 year, nor shall any school district receive an increase of less
8 than two percent (2%) of the 1982-1983 school year payments on
9 account of the 1981-1982 school year. For the 1984-1985 school
10 year, each school district qualifying for payments under
11 subsections (d) and (e) of section 2502 and section 2502.11
12 shall be limited to an increase payment on account of those
13 sections which shall not exceed eight and forty-five one
14 hundredths percent (8.45%) over the sums received on account of
15 such sections for the school year 1983-1984, nor shall any
16 school district receive an increase of less than two percent
17 (2%) of such payments for the school year 1983-1984: Provided,
18 however, That such payments for the school year 1983-1984 shall
19 be computed using a Factor for Educational Expense of one
20 thousand six hundred fifty-six dollars (\$1,656) and a maximum
21 payment increase of seven and forty-five one hundredths percent
22 (7.45%) and a minimum payment increase of two percent (2%) and
23 the eighty percent (80%) guarantee provided for in section
24 2502.5(e). For the 1985-1986 school year, each school district
25 qualifying for payments under subsections (d) and (e) of section
26 2502, subsection (e) of this section and section 2502.11 shall
27 be limited to an increase payment on account of those sections
28 which shall not exceed seven percent (7%) over the sums received
29 on account of such sections for the school year 1984-1985, nor
30 shall any school district receive an increase less than two

1 percent (2%) of such payments for the school year 1984-1985. For
2 the 1986-1987 school year, each school district qualifying for
3 payments under subsections (d) and (e) of section 2502,
4 subsection (e) of this section and section 2502.11 shall be
5 limited to an increase payment on account of those sections
6 which shall not exceed eight percent (8%) over the sums received
7 on account of such sections and section 2502.14 for the school
8 year 1985-1986, nor shall any school district receive an
9 increase less than two percent (2%) of such payment for the
10 school year 1985-1986. For the 1987-1988 school year, each
11 school district qualifying for payments under subsections (d)
12 and (e) of section 2502, subsection (e) of this section and
13 section 2502.11 shall be limited to an increase payment on
14 account of those sections which shall not exceed eight percent
15 (8%) over the sums received on account of such sections and
16 section 2502.15 for the school year 1986-1987, nor shall any
17 school district receive an increase less than two percent (2%)
18 of such payments for the school year 1986-1987. For the 1988-
19 1989 school year [and each school year thereafter,] through the
20 1989-1990 school year no school district qualifying for payments
21 under subsections (d) and (e) of section 2502, subsection (e) of
22 this section and section 2502.11 shall receive an increase less
23 than two percent (2%) of such payments for the prior school
24 year. For the 1990-1991 school year, no school district
25 qualifying for payments under subsections (d) and (e) of section
26 2502, subsection (e) of this section and section 2502.11 shall
27 receive an increase less than one percent (1%) of such payments
28 for the prior school year.

29 * * *

30 Section 3. The act is amended by adding sections to read:

Section 2502.17. Equity Supplement.--(a) For the school year 1990-1991 and each school year thereafter, each qualifying school district shall be paid an equity supplement computed in accordance with the provisions of subsection (b) and subject to the limitations of the phase in provisions of subsections (c) and (d) of this section.

(b) (1) The equity supplement shall be equal to the sum of sixty percent (60%) of the market value component and forty percent (40%) of the personal income component multiplied by the district's weighted average daily membership (WADM).

(2) The market value component of the equity supplement shall be the Statewide actual instruction expense per weighted average daily membership for the prior year minus the sum of the prior year base subsidy and the prior year market value revenue per weighted average daily membership, provided the market value component shall not be less than zero (0).

(3) The personal income component of the equity supplement shall be the Statewide actual instruction expense per weighted average daily membership for the prior year minus the sum of the prior year base subsidy and the prior year personal income revenue per weighted average daily membership, provided the personal income component shall not be less than zero (0).

(c) The Secretary of Education shall identify districts as meeting or not meeting each of the following criteria:

(1) The district's prior year actual instruction expense per weighted average daily membership is less than the prior year Statewide actual instruction expense per weighted average daily membership.

(2) The district's equalized millage on market value is greater than or equal to the median equalized millage on market

1 value.

2 (3) The district's equalized millage on personal income is
3 greater than or equal to the median equalized millage on
4 personal income.

5 (4) The district's personal income component of the equity
6 supplement is greater than zero (0).

7 (5) The district's market value component of the equity
8 supplement is greater than zero (0).

9 (d) (1) Equity supplement payments for the 1990-1991 school
10 year, payable in the 1991-1992 school year to any district,
11 shall be reduced by:

12 (i) twenty-five percent (25%), if it meets five (5) of the
13 criteria;

14 (ii) forty-five percent (45%), if it meets four (4) of the
15 criteria;

16 (iii) sixty-five percent (65%), if it meets three (3) of the
17 criteria; and

18 (iv) eighty-five percent (85%), if it meets two (2) of the
19 criteria.

20 (2) Equity supplement payments for the 1991-1992 school
21 year, payable in the 1992-1993 school year to any district,
22 shall be reduced by:

23 (i) zero percent (0%), if it meets five (5) of the criteria;

24 (ii) twenty-five percent (25%), if it meets four (4) of the
25 criteria;

26 (iii) fifty percent (50%), if it meets three (3) of the
27 criteria; and

28 (iv) seventy-five percent (75%), if it meets two (2) of the
29 criteria.

30 (3) Equity supplement payments for the 1992-1993 school

year, payable in the 1993-1994 school year to any district shall
be reduced by:

(i) zero percent (0%), if it meets five (5) of the criteria;

(ii) zero percent (0%), if it meets four (4) of the
criteria;

(iii) twenty-five percent (25%), if it meets three (3) of
the criteria; and

(iv) fifty percent (50%), if it meets two (2) of the
criteria.

(4) Equity supplement payments for the 1993-1994 school
year, payable in the 1994-1995 school year to any district,
shall be reduced by:

(i) zero percent (0%), if it meets five (5) of the criteria;

(ii) zero percent (0%), if it meets four (4) of the
criteria;

(iii) zero percent (0%), if it meets three (3) of the
criteria; and

(iv) twenty-five percent (25%), if it meets two (2) of the
criteria.

(e) In order to be eligible for any payments under this
section a district must have equalized millage on personal
income valuation greater than or equal to ten percent (10%) of
the Commonwealth's school districts or must have equalized
millage on real property valuation greater than or equal to ten
percent (10%) of the Commonwealth's school districts.

(f) For purposes of this section, the following terms shall
have the following meanings:

(1) "Base Subsidy." Is the product of the district's aid
ratio and the Factor for Educational Expense.

(2) "Equalized Millage on Personal Income." The amount of

local school taxes collected divided by the personal income valuation of the school district.

(3) "Market Value Revenue." Is the product of the median equalized millage and the district's real property valuation.

(4) "Median Equalized Millage on Personal Income." The equalized millage for which an equal number of districts are above and below for that year.

(5) "Personal Income Revenue." Is the product of the median equalized millage on personal income and the district's personal income valuation.

(6) "Statewide Actual Instruction Expense per Weighted Average Daily Membership." Is the Statewide total instruction expense divided by the Statewide total weighted average daily membership.

Section 2509.1.A. Payment on Account of Special Education Programs.--(a) The school district supplemental unit excess cost shall be calculated as follows:

(1) The cost actually incurred, for the school year being reimbursed, of average school district salary and benefits for four (4) classroom teachers who will provide instruction for learning, emotional, life skills and gifted support as required by law and regulation and average school district salary and benefits for one (1) teacher assistant.

(2) Two thousand five hundred dollars (\$2,500) per classroom teacher in the unit for supplies for the 1991-1992 school year. For the school year 1992-1993 and thereafter, this figure will be adjusted to reflect any changes in the Consumer Price Index.

(3) For the school year 1992-1993 and thereafter, the cost actually incurred for the school year being reimbursed, of average school district salary and benefits for one additional

1 classroom teacher.

2 (b) The intermediate unit supplemental unit excess cost
3 shall be calculated as follows:

4 (1) The actual cost incurred in the previous school year for
5 average intermediate unit salary and benefits for nineteen (19)
6 classroom teachers for deaf, blind and speech/language programs
7 as required by law and regulation and average intermediate unit
8 salary and benefits for one (1) teacher assistant.

9 (2) Two thousand five hundred dollars (\$2,500) per classroom
10 teacher in the unit for the 1991-1992 school year. For the
11 school year 1992-1993 and thereafter, the figure will be
12 adjusted to reflect any changes in the Consumer Price Index.

13 (3) Seven percent (7%) of the total thus arrived at in
14 recognition of the use of one-year-old cost data.

15 (c) The intermediate unit support unit excess cost shall be
16 calculated as follows:

17 (1) Average intermediate unit salaries and benefits for one
18 assistant special education director, ten and fifty one-
19 hundredths (10.50) supervisors, eight (8) psychologists, four
20 (4) social workers, two (2) physical therapists, one (1)
21 occupational therapist, one (1) nurse, one (1) physical
22 education staff person, eight (8) clerical support staff, two
23 (2) support staff and one (1) Penn Data/Child Accounting support
24 staff.

25 (2) Six percent (6%) of the total obtained in clause (1) of
26 this subsection and of school district supplemental unit excess
27 cost and intermediate unit supplemental unit excess cost for the
28 cost of core services such as reporting to the Department of
29 Education, in-service training, reader-helpers, psychiatric
30 services, Comprehensive Support Personnel Development staff and

other indirect costs, but in no event shall this amount be less than now received by an intermediate unit from the State Fund for indirect costs.

(3) Seven percent (7%) of the total arrived at in clauses (1) and (2) of this subsection in recognition of the use of one-year-old cost data.

(d) For the school term 1991-1992 and for the school term of each school year thereafter, and in place of any other payment on account of special education programs to school districts and intermediate units, provided for under this act, all provisions for which are hereby repealed, prospectively only to the extent inconsistent with this act, the following payments shall be made on account of special education programs:

(1) (i) School districts shall be reimbursed in the following school year, no later than August 1, the State share of total school district supplemental unit excess cost which shall be calculated as follows: The total district supplemental unit excess cost less sixty-five one-hundredths (.65) equalized mills, as calculated annually by the Department of Education pursuant to this article, but, in any event, not less than zero dollars (\$0).

(ii) The total district supplemental unit excess cost for districts with more than one thousand two hundred (1,200) average daily memberships is the ratio of the school district's average daily membership to one thousand two hundred (1,200) times the amount calculated for the district unit excess cost. For all other districts total district supplemental unit excess cost equals district unit excess cost.

(2) (i) Intermediate units shall be paid on a current basis in quarterly installments, beginning on August 1 of each school

1 year, the State share of intermediate unit supplemental unit and
2 support unit excess costs which shall be the total of the
3 intermediate unit supplemental unit and support unit excess
4 costs.

5 (ii) The total intermediate unit supplemental unit and
6 support unit excess cost for intermediate units with more than
7 twenty thousand (20,000) average daily memberships intermediate
8 unit-wide is the ratio of the intermediate unit's average daily
9 membership to twenty thousand (20,000) times the amount
10 calculated for the intermediate unit supplemental unit and
11 support unit excess cost. For all other districts total
12 intermediate unit supplemental unit and support unit excess cost
13 equals intermediate unit supplemental unit and support unit
14 excess cost. In addition, all intermediate units shall be paid
15 the average intermediate unit salary and benefits for one
16 special education director and, notwithstanding anything in this
17 section to the contrary, average intermediate unit salary and
18 benefits for not less than four (4) support staff.

19 (3) School districts shall be reimbursed in the following
20 school year, no later than August 1, for their replacement
21 special education programs as follows: They shall receive the
22 amount due them in accordance with section 2509 of this act,
23 except that they shall be paid on a reimbursement basis, as
24 provided above, on actual costs reported to the Department of
25 Education as the Secretary of Education shall, by standard,
26 provide, except that all references to "instruction cost per
27 elementary pupil" or "instruction cost per high school pupil"
28 shall hereby be changed to "weighted instruction cost per
29 elementary pupil" or "weighted instruction cost per high school
30 pupil" and except that they shall receive no less than zero

1 dollars (\$0).

2 (4) Intermediate units shall be paid on account of
3 replacement special education programs as provided in section
4 2509.1 of this act, except that all reference to "tuition charge
5 per elementary pupil" or "tuition charge per high school pupil"
6 shall hereby be changed to "weighted tuition charge per
7 elementary pupil" or "weighted tuition charge per high school
8 pupil."

9 (e) (1) Nothing contained in this section shall be
10 construed in any way to determine or affect the determination by
11 school districts of which school entity shall provide special
12 education services or programs to their eligible pupils.
13 Therefore, all Commonwealth funds received by school entities
14 pursuant to this section shall be allocated between school
15 entities as their respective governing boards shall determine.
16 Receipt of funds by a school entity pursuant to this section
17 does not constitute lawful entitlement to the expenditure of
18 such funds unless and until the governing boards of these
19 entities provide for such expenditure in accordance with law. In
20 addition, no funds received under this section by an
21 intermediate unit may be expended until a majority of the
22 constituent school districts have approved such expenditures.
23 Should the actual provision of a special education program or
24 service not be by the school entity receiving payment or
25 reimbursement on account thereof, the governing boards of those
26 school entities shall provide for appropriate transfer or credit
27 of those funds.

28 (2) Nothing contained in this section shall be construed in
29 any way to determine or affect the determination by school
30 entities of how special education services or programs shall be

provided. Such determination shall be made by the governing board of such school entity subject to applicable law and regulations. All services and programs required to be provided by law and regulations shall continue to be provided.

(f) Nothing contained herein shall prevent any school district from providing special education programs or services to eligible pupils in excess of that required by law or regulation. When such programs or services are provided, they shall be at local option and the district shall not receive additional Commonwealth special education funds.

(g) Whenever there is a change by law or regulation in the special education programs or services required to be provided to eligible pupils, based on expected Commonwealth incidence rates or other factors, the provisions of this section shall be modified accordingly so that adequate funding, shared between State and local sources, shall continue to be provided.

(h) Notwithstanding anything herein to the contrary, for the purpose of calculation of payments on account of the school term 1990-1991 only, for special education, deducted in 1991-1992 from school districts, the amount calculated to be the "tuition charge per elementary pupil" and the "tuition charge per high school pupil" shall be reduced by fifteen percent (15%).

(i) (1) For the 1991-1992 school year, except for an intermediate unit that is coterminous with any school district, no intermediate unit shall be paid less than it was paid on account of special education in the school year 1990-1991. In addition, the aggregate payments to each intermediate unit and its component school districts for 1991-1992 under this section shall be no less than the amount received by them in the aggregate on account of special education in the school year

1 1990-1991.

2 (2) For the 1991-1992 school year, no current basis payment
3 under this section to an intermediate unit may be more than one
4 hundred ten percent (110%) of the 1990-1991 payment on account
5 of special education. The remainder shall be paid in the school
6 year 1992-1993 on August 1.

7 (j) For the school year 1991-1992 and each school year
8 thereafter, a contingency account, consisting of two percent
9 (2%) of the total Commonwealth appropriation on account of
10 special education, shall be established. The Secretary of
11 Education shall be authorized, pursuant to rules and regulations
12 of the State Board of Education, to supplement from this account
13 any school entity's payment in a particular school year, when
14 the entity can show extraordinary circumstances involving
15 unusual or unexpected need for special education services based
16 on criteria established by the State Board of Education.

17 (k) For the purposes of this section, the following terms
18 shall have the following meanings:

19 (1) "Average School District or Intermediate Unit Salary and
20 Benefits." The average of salaries and benefits for each
21 category of employe as reported by each school entity to the
22 Department of Education in such manner as the Secretary of
23 Education shall, by standard, prescribe.

24 (2) "District Share of Unit Excess Cost." The amount
25 contributed by each school district, as provided in this act, to
26 pay the difference between the State share of school district
27 and the intermediate unit supplemental unit and support unit
28 excess cost and the total school district and intermediate unit
29 supplemental unit and support unit excess cost.

30 (3) "Intermediate Unit Supplemental Unit Excess Cost." The

1 cost, calculated as provided in this act, incurred for
2 supplemental special education programs required to be provided
3 to exceptional children by law, by State Board of Education
4 regulations, and by standards of the Department of Education in
5 a total intermediate unit-wide population of 20,000 (twenty
6 thousand) average daily memberships or less for deaf, blind and
7 speech/language programs.

8 (4) "Intermediate Unit Support Unit Excess Cost." The cost,
9 calculated as provided in this act, incurred for the support of
10 supplemental and replacement special education programs required
11 to be provided to exceptional children by law and by State Board
12 of Education regulations based on a total intermediate unit-wide
13 population of twenty thousand (20,000) average daily memberships
14 of less.

15 (5) "Replacement Special Education Programs." Special
16 education services and programs provided in a placement as
17 described in 22 Pa. Code § 342.42(b)(4), (5) and (6) (relating
18 to educational placement).

19 (6) "School District Supplemental Unit Excess Cost." The
20 cost, calculated as provided in this section, incurred for
21 supplemental special education programs required to be provided
22 to exceptional children by law, State Board of Education
23 regulations and by standards of the Department of Education in a
24 total school district population of one thousand two hundred
25 (1,200) average daily memberships or less for learning,
26 emotional, life skills and gifted support programs.

27 (7) "State Share of School District Unit Excess Cost." The
28 amount contributed by the Commonwealth, as provided in this
29 section, to reimburse school districts for the school district
30 supplemental unit excess cost.

1 (8) "State Share of Intermediate Unit Supplemental Unit
2 Excess and Support Unit Excess Cost." The amount contributed by
3 the Commonwealth, as provided in this section, to intermediate
4 units for the intermediate unit supplemental unit excess cost
5 and intermediate unit support unit excess cost.

6 (9) "Supplemental Special Education Programs." Special
7 education services and programs provided in a placement as
8 described in 22 Pa. Code § 342.42(b)(1), (2) and (3) (relating
9 to educational placement).

10 (10) "Weighted Instruction Cost or Tuition Charge per
11 Elementary Pupil" or "Weighted Instruction Cost or Tuition
12 Charge per High School Pupil." The charges provided for in
13 section 2561 of this act plus thirty percent (30%) of the local
14 school district share of those charges. The local school
15 district share is the tuition charge per elementary pupil or
16 tuition charge per high school pupil less the per pupil revenue
17 from State sources.

18 Section 4. This act shall take effect in 60 days.