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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 8

Session of  
1999

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INTRODUCED BY STAIRS, FLICK, STEVENSON, SCHULER, DRUCE, HERMAN,  
BATTISTO, STURLA, CURRY, MASLAND, RUBLEY, DeLUCA, GODSHALL,  
KENNEY, BROWNE, GEIST, ORIE, BARRAR, TIGUE, SEYFERT,  
E. Z. TAYLOR, ROSS, FARGO, MELIO, RAMOS, HARHAI, BUNT,  
CIVERA, SEMMEL AND PHILLIPS, JANUARY 20, 1999

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AMENDMENTS TO SENATE AMENDMENTS, HOUSE OF REPRESENTATIVES,  
NOVEMBER 9, 1999

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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 CONTRACTS WITH <—  
6 PRIVATE RESIDENTIAL REHABILITATIVE INSTITUTIONS, FOR  
7 continuing professional development and for a program for  
8 continuing professional education; ~~and~~ providing for national <—  
9 board certification AND FOR PRIVATE ALTERNATIVE EDUCATION <—  
10 INSTITUTIONS FOR DISRUPTIVE STUDENTS; AND MAKING AN  
11 APPROPRIATION.

12 The General Assembly of the Commonwealth of Pennsylvania  
13 hereby enacts as follows:

14 ~~Section 1. Section 1205.1 of the act of March 10, 1949 <—~~  
15 ~~(P.L.30, No.14), known as the Public School Code of 1949,~~  
16 ~~amended or added December 15, 1986 (P.L.1602, No.178) and March~~  
17 ~~30, 1988 (P.L.321, No.43), is amended to read:~~

18 SECTION 1. SECTION 914.1-A HEADING OF THE ACT OF MARCH 10, <—  
19 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949,  
20 AMENDED DECEMBER 17, 1982 (P.L.1378, NO.316), IS AMENDED AND THE

1 SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:

2 SECTION 914.1-A. CONTRACTS WITH PRIVATE RESIDENTIAL  
3 REHABILITATIVE INSTITUTIONS; CERTAIN CRITERIA IN DEPARTMENT  
4 AUDITS.--\* \* \*

5 (F) THE EDUCATIONAL PROGRAM COST CRITERIA OF A PRIVATE  
6 RESIDENTIAL REHABILITATIVE INSTITUTION THAT ARE DEEMED ALLOWABLE  
7 BY THE DEPARTMENT FOR THE PRIVATE RESIDENTIAL REHABILITATIVE  
8 INSTITUTION'S 1998-1999 SCHOOL YEAR SHALL BE ACCEPTABLE FOR ALL  
9 FUTURE AUDITS CONDUCTED BY THE DEPARTMENT.

10 SECTION 2. SECTION 1205.1 OF THE ACT, AMENDED OR ADDED  
11 DECEMBER 15, 1986 (P.L.1602, NO.178) AND MARCH 30, 1988  
12 (P.L.321, NO.43), IS AMENDED TO READ:

13 Section 1205.1. Continuing Professional Development.--(a)  
14 [By January 1, 1989, every school district, joint school  
15 district, intermediate unit and area vocational-technical school  
16 shall submit to the Secretary of Education for approval a  
17 continuing professional development plan, developed pursuant to  
18 the provisions of subsection (b) and including, at a minimum,  
19 the elements provided for in subsection (c). The secretary shall  
20 determine approximately one-third of the school districts, joint  
21 school districts, intermediate units and area vocational-  
22 technical schools which shall submit two-year plans, one-third  
23 which shall submit three-year plans and one-third which shall  
24 submit four-year plans by January 1, 1989. Thereafter, upon]  
25 Upon the expiration of [the] an existing professional  
26 development plan, each school [district, joint school district,  
27 intermediate unit and area vocational-technical school] entity  
28 shall submit to the secretary for approval a [two-year] THREE-  
29 YEAR professional [development] education plan.

30 (b) The professional [development] education plan provided

1 for in subsection (a) shall be prepared by [teacher  
2 representatives chosen by the teachers] a committee consisting  
3 of teacher representatives divided equally among elementary,  
4 middle and high school teachers chosen by the teachers,  
5 educational specialist representatives chosen by educational  
6 specialists and administrative representatives chosen by the  
7 [administrative personnel of the school district, joint school  
8 district, intermediate unit or area vocational-technical school  
9 and shall then be approved by the board of directors prior to  
10 submission to the secretary] administrators of the school  
11 entity. The committee shall include parents of children  
12 attending a school in the district, local business  
13 representatives and other individuals representing the community  
14 appointed by the board of directors. The plan shall be approved  
15 by the board of directors prior to submission to the department  
16 for approval. Amendments to the plan may be recommended by the  
17 continuing professional education committee, approved by the  
18 board of directors of the school entity, and submitted to the  
19 department for approval. The secretary may specify the time at  
20 which and the form in which such plans are to be submitted. The  
21 State Board of Education shall promulgate regulations, subject  
22 to the act of June 25, 1982 (P.L.633, No.181), known as the  
23 "Regulatory Review Act," establishing the minimal content of  
24 such plans. The provisions of section 2552 shall apply to any  
25 school [district, joint school district, intermediate unit or  
26 area vocational-technical school] entity failing to comply with  
27 the provisions of this section.

28 (c) The professional [development] education plan of each  
29 school [district, joint school district, intermediate unit and  
30 area vocational-technical school] entity shall be designed to

1 meet the educational needs of that school entity and its  
2 professional employees. [Each plan shall include options for  
3 professional development and for fulfilling the professional  
4 development requirements of subsection (d), including activities  
5 such as professionally related graduate level coursework,  
6 obtaining a professionally related master's degree, Department  
7 of Education approved inservice courses, curriculum development  
8 work, attendance at professional conferences and supervised  
9 classroom observations of other professional employees. In its  
10 professional development plan, a school district, joint school  
11 district, intermediate unit or area vocational-technical school  
12 may provide for undertaking joint or cooperative professional  
13 development activities with another school entity or an  
14 institution of higher education.] A school entity shall annually  
15 review its plan to determine whether or not it continues to  
16 reflect the needs of the school entity and its strategic plan  
17 and the needs of its professional employees, students and the  
18 community. The plan shall be amended as necessary to ensure that  
19 the plan meets the requirements of this subsection. The plan  
20 shall specify the continuing professional educational courses,  
21 programs, activities and other learning experiences approved to  
22 meet continuing professional development requirements under  
23 section 1205.2(c).

24 (c.1) The continuing professional education plan shall  
25 specify the professional education needs that will be met by  
26 completion of each continuing professional education option and  
27 how it relates to areas of assignment and certification or  
28 potential administrative certification. The options may include,  
29 but shall not be limited to:

30 (1) collegiate studies;

1     (2) continuing professional education courses taken for  
2 credit;

3     (3) other programs, activities or leaning experiences taken  
4 for credit or hourly to include:

5     (i) curriculum development and other program design and  
6 delivery activities at the school entity or grade level as  
7 determined by the school entity and approved by the board of  
8 directors;

9     (ii) participation in professional conferences and  
10 workshops;

11     (iii) education in the workplace, where the work relates to  
12 the professional educator's area of assignment and is approved  
13 by the board of directors;

14     (iv) review, redesign and restructuring of school programs,  
15 organizations and functions as determined by the school entity  
16 and approved by the board of directors;

17     (v) in-service programs that comply with guidelines  
18 established by the department;

19     (vi) early childhood and child development activities for  
20 professional educators whose area of assignment includes  
21 kindergarten through third grade;

22     (vii) special education activities for professional  
23 educators whose area of assignment includes students with  
24 special needs; or

25     (viii) other continuing professional education courses,  
26 programs, activities or learning experiences sponsored by the  
27 department.

28     (c.2) A professional education plan may include joint or  
29 cooperative professional education activities with another  
30 school entity or an institution of higher education.

1     (c.3) A professional education plan shall describe how the  
2 plan meets the educational and staff development needs of the  
3 school entity, its professional educators, students and the  
4 community. The professional education plan shall identify the  
5 individuals who developed the plan and the method used to select  
6 those individuals.

7     (c.4) A professional education plan shall identify any  
8 provider approved by the professional education committee to  
9 provide the continuing professional education options listed in  
10 the plan. Such providers shall be required to provide the school  
11 entity with official notice of the credits or hours of  
12 continuing professional education options successfully completed  
13 by the school entity's professional educators.

14     (d) [All professional employes of school districts, joint  
15 school districts, intermediate units or area vocational-  
16 technical schools receiving their initial Pennsylvania teaching  
17 or administrative certification, as provided for in this  
18 article, on or after June 1, 1987, shall be required at least  
19 once during every five-year period, commencing upon receipt of a  
20 permanent teaching certificate or an initial administrative  
21 certificate, to participate in professional development activity  
22 pursuant to the professional development plan of that  
23 professional employe's school district, joint school district,  
24 intermediate unit or area vocational-technical school. A  
25 professional employe who obtains a professionally related  
26 master's degree shall be deemed to have complied permanently  
27 with the provisions of this subsection. The chief school  
28 administrator of every school district, joint school district,  
29 intermediate unit and area vocational-technical school shall  
30 certify annually to the secretary the names of professional

1 employees who have received their initial Pennsylvania teaching  
2 or administrative certification on or after June 1, 1987, and  
3 the professional development activities in which these employees  
4 have participated. The certification shall be made at such time  
5 and in such form as the secretary may require.

6 (e) The provisions of State Board of Education regulations  
7 in 22 Pa. Code § 49.17(a) and (b), promulgated September 13,  
8 1984, are hereby specifically declared to be contrary to the  
9 provisions of this section and therefore null and void. Nothing  
10 in this section shall be deemed to affect the provisions of 22  
11 Pa. Code § 49.17(c), (d) and (e).] All professional educators of  
12 a school entity shall meet the professional education  
13 requirements of this section and section 1205.2 in order for the  
14 professional educator to maintain active certification.

15 Section ~~2~~ 3. The act is amended by adding sections to read: <—

16 Section 1205.2. Program of Continuing Professional  
17 Education.--(a) A continuing professional education program is  
18 hereby established for professional educators the satisfactory  
19 completion of which is required to maintain active  
20 certification. The continuing professional education program  
21 shall require the satisfactory completion of continuing  
22 professional education every five (5) years, which shall  
23 include:

24 (1) six (6) credits of collegiate study;

25 (2) six (6) credits of continuing professional education  
26 courses;

27 (3) one hundred eighty (180) hours of continuing  
28 professional education programs, activities or learning  
29 experiences; or

30 (4) any combination of collegiate studies, continuing

1 professional education courses, or other programs, activities or  
2 learning experiences equivalent to one hundred eighty (180)  
3 hours.

4 (b) For the purposes of calculating hours and credits of  
5 continuing professional education, one (1) credit of collegiate  
6 studies or continuing professional education courses shall be  
7 equivalent to thirty (30) hours of continuing professional  
8 education programs, activities or learning experiences. In the  
9 initial year of the implementation of the continuing  
10 professional education requirements under this subsection, the  
11 department may evaluate and approve credits or continuing  
12 professional education courses which were completed on or after  
13 ~~June 1999~~ JANUARY 1, 2000, for application to the continuing <—  
14 professional educational requirement.

15 (c) The requirements of subsection (a) may be satisfied by a  
16 professional educator, whether or not presently employed by a  
17 school entity, by the successful completion of credits or hours  
18 to include any of the following:

19 (1) Credits of collegiate studies related to an area of the  
20 professional educator's assignment or certification at an  
21 institution of higher education approved by the department.

22 (2) Credits of continuing professional education courses  
23 related to an area of the professional educator's assignment or  
24 certification conducted by providers approved by the department.

25 (3) Hours of other continuing professional education  
26 programs, activities or learning experiences related to an area  
27 of the professional educator's assignment or certification  
28 conducted by providers approved by the department.

29 (4) Credits or hours completed in any collegiate studies,  
30 continuing professional education courses or continuing



professional education programs, activities or learning experiences included in the professional education plan of the professional educator's school entity and conducted by:

(A) the department;

(B) providers approved by the department;

(C) the professional educator's school entity; or

(D) providers approved as part of the professional education plan of the professional educator's school entity.

(5) Credits or hours not included in clauses (1) through (4) approved by the board of directors of the school entity.

(6) Credits or hours required to obtain administrator certification.

(7) Credits or hours in an area other than the area of the professional educator's assignment or certification if the professional educator may be transferred by the board of directors to another assignment. The credits or hours must be approved for the professional educator by the board of directors.

(d) In order to ensure that credits and hours of continuing professional education are of high quality and designed to significantly advance the goals of improving and updating the educational skills of professional ~~educator's~~ EDUCATORS in this Commonwealth, the department shall develop and implement guidelines to approve certain providers of continuing professional education programs. The guidelines shall include a process to approve:

(1) providers of collegiate studies;

(2) providers of professional education courses;

(3) providers of continuing professional education programs, activities or learning experiences. Provided, the department, a

<—

professional educator's school entity or a provider approved as part of the school entity's professional education plan need not be approved by the department; and

(4) providers included as part of the professional education plan of a school entity, for use by a school entity's professional education committee.

(e) If the school entity is assuming all costs of credits or hours, the board of directors may disapprove any course, program, activity or learning experience that is inconsistent with the goals of the professional educational plan.

(f) The department shall annually provide a minimum of forty (40) hours of continuing professional education courses, programs, activities or learning experiences at no charge to professional educators employed by a school entity. In providing these courses, the department shall seek to use the most efficient and cost-effective means possible, including the use of advanced technology such as cd-rom, the Internet and distance communication.

(g) The department shall adopt guidelines to establish a system for maintaining records of credits and hours of continuing professional education successfully completed by professional educators. Those guidelines shall include requirements that:

(1) A school entity shall notify the department and the professional educator employed by the school entity of the successful completion of credits or hours of programs, activities or learning experiences conducted by the school entity and shall forward to the department any official notice given by a provider identified in the school entity's professional education plan that a professional educator has

successfully completed credits or hours of collegiate studies,  
continuing professional education courses or programs,  
activities or learning experiences conducted by the provider.

(2) An approved provider shall notify the department, the  
school entity that employs the professional educator and the  
professional educator of the successful completion of credits or  
hours of collegiate studies, continuing professional education  
courses or programs, activities or learning experiences  
conducted by the approved provider.

(3) The department shall notify the school entity that  
employs the professional educator and the professional educator  
of the successful completion of credits or hours of continuing  
professional education courses or programs, activities or  
learning experiences conducted by the department.

(h) The department shall provide the following information  
to professional educators and school entities:

(1) Notice of the number of credits or hours needed for a  
professional educator to comply with this section, as of the  
date on which such notice is given. Such notice shall be  
provided no later twelve (12) months prior to the end of a  
professional educator's five-year compliance period.

(2) Reasonable access to reports and records relating to a  
professional educator's continuing professional education.

(3) Notice of inactive certification requested by a  
professional educator.

(4) Notice of inactive certification due to failure of the  
professional educator to meet the requirements of this section,  
whether or not the individual is employed by a school entity.

(5) Notice of reinstatement.

(i) The Secretary of Education shall provide an educator

1 with the opportunity to appeal any determination that the  
2 educator's certification is inactive pursuant to 2 Pa.C.S. Chs.  
3 5 (relating to practice and procedure) and 7 (relating to  
4 judicial review).

5 (j) The department shall establish a procedure to grant  
6 extensions to professional educators to fulfill the requirements  
7 of this section based upon extenuating circumstances.

8 (k) A professional educator who is not employed by a school  
9 entity as a professional or temporary professional employe may  
10 apply to the department for inactive certification. Inactive  
11 certification shall:

12 (1) Suspend the requirements of this section until inactive  
13 certification is removed by the department. Upon the removal of  
14 inactive certification, a professional educator shall have the  
15 same number of hours of continuing professional education and  
16 the same amount of time in which to complete those hours as  
17 existed for the professional educator at the time inactive  
18 certification was granted.

19 (2) Be removed by the department upon the application of the  
20 professional educator and evidence of the completion of thirty  
21 (30) hours of continuing professional education within the  
22 immediate preceding twelve (12) months. The department shall  
23 establish guidelines to approve courses that will authorize the  
24 removal of inactive certification.

25 (3) Disqualify an individual from being employed by a school  
26 entity as a professional or temporary employe. An individual  
27 with inactive certification may be employed as a temporary  
28 substitute teacher for no more than ninety (90) days during a  
29 school year.

30 (1) The department shall submit an annual report to the

chairman and minority chairman of the Appropriations Committee and the Education Committee of the Senate and the chairman and minority chairman of the Appropriations Committee and the Education Committee of the House of Representatives regarding the program of continuing professional education. The report shall include information about programs offered by the department, including costs, the number of professional educators who have met continuing professional education requirements during each compliance period; and the number of professional educators who have not met the requirements.

(m) The State Board of Education may promulgate any final-omitted regulations necessary to implement this section.

(n) Nothing contained in this act shall supersede or preempt any provisions of a collective bargaining agreement between a school entity and an employe organization in effect on the effective date of this act.

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

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

"Area of a professional educator's assignment or certification" shall mean any component of the education profession as it relates to the current job title or description of the professional educator, or to any area of certification

1 listed on the professional employe's Pennsylvania certification  
2 or to the type of certificate or endorsement held by the  
3 professional educator.

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

7 "Continuing professional education courses" shall mean  
8 courses for credit, other than collegiate studies, conducted by  
9 providers approved by the department.

10 "Professional educator" shall mean an individual who holds a  
11 Pennsylvania teacher, educational specialist or administrative  
12 certification or letter of eligibility.

13 "School entity" shall mean a school district, an intermediate  
14 unit, a joint school district, an area vocational-technical  
15 school, a charter school, the Scotland School for Veterans'  
16 Children and the Scranton School for the Deaf or any of these  
17 acting jointly.

18 Section 1205.3. Charter Schools.--An uncertified teacher or  
19 administrator who is employed full-time by a charter school  
20 shall comply with the continuing professional education  
21 requirements of section 1205.1 and 1205.2(a) through (c) to  
22 maintain employment in a charter school. The charter school  
23 shall maintain the records of an uncertified teacher or  
24 administrator who is employed full-time by a charter school.

25 ~~Section 3. This act shall take effect January 1, 2000.~~ <—

26 SECTION 4. SECTION 1902-C OF THE ACT IS AMENDED BY ADDING A <—  
27 CLAUSE TO READ:

28 SECTION 1902-C. APPLICATIONS.--APPLICANTS SHALL SUBMIT  
29 APPLICATIONS AT THE TIME, IN THE MANNER AND CONTAINING OR  
30 ACCOMPANIED BY SUCH INFORMATION AS THE DEPARTMENT MAY PRESCRIBE

BUT, IN ANY CASE, SHALL DOCUMENT THE FOLLOWING:

\* \* \*

(8) AN APPLICANT APPLYING FOR FUNDS UNDER THIS SECTION THAT CONTRACTS WITH A PRIVATE ALTERNATIVE EDUCATION INSTITUTION UNDER ARTICLE XIX-E SHALL BE EXEMPT FROM THE APPLICATION REQUIREMENTS IN CLAUSES (1), (3) AND (6).

SECTION 5. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

ARTICLE XIX-E.

PRIVATE ALTERNATIVE EDUCATION INSTITUTIONS

FOR DISRUPTIVE STUDENTS.

SECTION 1901-E. DEFINITIONS.--FOR PURPOSES OF THIS ARTICLE, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

"PRIVATE ALTERNATIVE EDUCATION INSTITUTION." AN INSTITUTION OPERATED BY AN INDIVIDUAL OR A FOR-PROFIT OR NOT-FOR-PROFIT ENTITY TO PROVIDE ALTERNATIVE EDUCATION PROGRAMS AS DEFINED IN SECTION 1901-C(1).

"SCHOOL ENTITY." A SCHOOL DISTRICT, JOINT SCHOOL, CHARTER SCHOOL, AREA VOCATIONAL-TECHNICAL SCHOOL, COMBINATION OF SCHOOL DISTRICTS OR INTERMEDIATE UNIT.

SECTION 1902-E. CONTRACTS WITH PRIVATE ALTERNATIVE EDUCATION INSTITUTIONS.--

(1) A SCHOOL ENTITY MAY CONTRACT WITH A PRIVATE ALTERNATIVE EDUCATION INSTITUTION.

(2) A CONTRACT UNDER THIS SECTION SHALL SPECIFY THE POLICIES ESTABLISHED BY THE SCHOOL ENTITY TO IDENTIFY THOSE STUDENTS WHO ARE ELIGIBLE FOR ASSIGNMENT TO THE INSTITUTION AND ASSURE THAT THE PLACEMENT OF A STUDENT WILL COMPLY WITH THE INFORMAL HEARING PROCEDURES SET FORTH IN 22 PA. CODE § 12.8(C) (RELATING TO HEARINGS). NOTICE OF THE HEARING SHOULD PRECEDE PLACEMENT IN THE INSTITUTION. WHERE THE STUDENT'S PRESENCE POSES A CONTINUING

1 DANGER TO PERSONS OR PROPERTY OR AN ONGOING THREAT OF DISRUPTING  
2 THE ACADEMIC PROCESS, THE STUDENT MAY BE IMMEDIATELY REMOVED  
3 FROM THE REGULAR EDUCATION CURRICULUM WITH NOTICE AND A HEARING  
4 TO FOLLOW AS SOON AS PRACTICABLE.

5 (3) A PRIVATE ALTERNATIVE EDUCATION INSTITUTION SHALL:

6 (I) BE EXEMPT FROM STATUTORY REQUIREMENTS ESTABLISHED IN  
7 THIS ACT AND FROM REGULATIONS OF THE STATE BOARD OF EDUCATION  
8 AND STANDARDS OF THE SECRETARY OF EDUCATION, EXCEPT THE  
9 FOLLOWING: SECTIONS 111, 325, 326, 327, 431, 436, 437, 443, 518,  
10 527, 736, 737, 738, 739, 740, 741, 753, 755, 771, 809, 810,  
11 1112(A), 1303(A), 1317, 1317.1, 1317.2, 1327, 1332, 1361, 1366,  
12 1501, 1513, 1517, 1518, 1546 AND 1547 OF THIS ACT; ARTICLES  
13 XIII-A AND XIV OF THIS ACT; 22 PA. CODE CHS. 4 (RELATING TO  
14 ACADEMIC STANDARDS AND ASSESSMENT); 11 (RELATING TO PUPIL  
15 ATTENDANCE) AND 14 (RELATING TO SPECIAL EDUCATION SERVICES AND  
16 PROGRAMS); ACT OF JULY 17, 1961 (P.L.776, NO.341), KNOWN AS THE  
17 "PENNSYLVANIA FAIR EDUCATIONAL OPPORTUNITIES ACT"; AND  
18 REGULATIONS PROMULGATED PURSUANT TO THIS ARTICLE.

19 (II) COMPLY WITH ALL FEDERAL AND STATE LAWS AND  
20 CONSTITUTIONAL PROVISIONS PROHIBITING DISCRIMINATION ON THE  
21 BASIS OF DISABILITY, RACE, CREED, COLOR, GENDER, NATIONAL  
22 ORIGIN, RELIGION OR ANCESTRY AND SHALL PROVIDE FOR ENROLLMENT  
23 AND HIRING IN A NONDISCRIMINATORY MANNER.

24 (III) BE NONSECTARIAN IN ALL OPERATIONS AND SHALL NOT  
25 PROVIDE ANY RELIGIOUS INSTRUCTION, NOR SHALL IT DISPLAY  
26 RELIGIOUS OBJECTS AND SYMBOLS ON THE PREMISES OF THE  
27 INSTITUTION.

28 (IV) BE SUBJECT TO ANY ADDITIONAL REQUIREMENTS ESTABLISHED  
29 THROUGH REGULATION.

30 (V) SUBMIT AN APPLICATION TO THE DEPARTMENT OF EDUCATION AS



1 PRESCRIBED BY THE DEPARTMENT OF EDUCATION.

2 (4) A PRIVATE ALTERNATIVE EDUCATION INSTITUTION SHALL SUBMIT  
3 AN ANNUAL REPORT TO THE DEPARTMENT OF EDUCATION CONTAINING  
4 INFORMATION REQUIRED BY THE DEPARTMENT OF EDUCATION.

5 SECTION 1903-E. APPROVAL BY DEPARTMENT OF EDUCATION.--(A) A  
6 PRIVATE ALTERNATIVE EDUCATION INSTITUTION MAY NOT OPERATE IN  
7 THIS COMMONWEALTH UNLESS IT IS APPROVED BY THE DEPARTMENT OF  
8 EDUCATION.

9 (B) THE DEPARTMENT OF EDUCATION SHALL BE RESPONSIBLE FOR  
10 EVALUATING A PRIVATE ALTERNATIVE EDUCATION INSTITUTION'S INITIAL  
11 APPLICATION TO OPERATE IN THIS COMMONWEALTH AND EACH PRIVATE  
12 ALTERNATIVE EDUCATION INSTITUTION OPERATING IN THIS COMMONWEALTH  
13 SHALL BE REEVALUATED FOR APPROVAL EVERY THREE YEARS.

14 (C) THE DEPARTMENT OF EDUCATION MAY ISSUE GUIDELINES FOR THE  
15 OPERATION OF A PRIVATE ALTERNATIVE EDUCATION INSTITUTION.

16 SECTION 6. THE SUM OF \$10,000,000, OR AS MUCH THEREOF AS MAY  
17 BE NECESSARY, IS HEREBY APPROPRIATED TO THE DEPARTMENT OF  
18 EDUCATION FOR FISCAL YEAR JULY 1, 1999, TO JUNE 30, 2000, FOR  
19 ALTERNATIVE EDUCATION. THIS AMOUNT SHALL REPLACE THE AMOUNT  
20 APPROPRIATED FOR ALTERNATIVE EDUCATION IN SECTION 212 OF THE ACT  
21 OF MAY 5, 1999 (P.L. , NO.1A), KNOWN AS THE GENERAL  
22 APPROPRIATION ACT OF 1999. ANY EXPENDITURES FROM THE  
23 APPROPRIATION IN SECTION 212 OF THE GENERAL APPROPRIATION ACT OF  
24 1999 SHALL BE CREDITED TO THIS APPROPRIATION.

25 SECTION 7. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

26 (1) THE AMENDMENT OF SECTIONS 914.1-A AND 1902-C AND THE  
27 ADDITION OF ARTICLE XIX-E OF THE ACT SHALL TAKE EFFECT  
28 IMMEDIATELY.

29 (2) SECTION 6 AND THIS SECTION SHALL TAKE EFFECT  
30 IMMEDIATELY.

1           (3) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT JULY 1,  
2    2000.