

## AMENDMENTS TO HOUSE BILL NO. 265

Sponsor: SENATOR CORMAN

Printer's No. 2286

1 Amend Bill, page 1, lines 9 and 10, by striking out "PASMART  
2 ONLINE CAREER RESOURCE CENTER AND FOR"

3 Amend Bill, page 1, line 11, by inserting after  
4 "CLEARINGHOUSE"

5 and for PAsmart online career resource center

6 Amend Bill, page 1, lines 21 and 22, by striking out "and  
7 providing for references to "area" in line 21 and all of line 22  
8 and inserting

9 replacing references to "vocational-technical" with "career and  
10 technical," replacing references to "vocational" with "career  
11 and technical" and replacing references to "vocation" with  
12 "career and technical"; deleting references to vocational  
13 school districts; and renaming the State Board for Vocational  
14 Education as the State Board of Career and Technical  
15 Education.

16 Amend Bill, page 1, line 25; page 2, lines 1 and 2; by  
17 striking out all of said lines on said pages and inserting

18 Section 1. Sections 111(a.1) introductory paragraph, (1),  
19 (2) and (3), (b), (e) introductory paragraph, (f.2) and (j) (1)  
20 and (2) and 111.1(n) of the act of March 10, 1949 (P.L.30,  
21 No.14), known as the Public School Code of 1949, are amended to  
22 read:

23 Section 111. Criminal History of Employes and Prospective  
24 Employes; Conviction of Certain Offenses.--

25 (a.1) Beginning April 1, 2007, this section shall apply to  
26 all current and prospective employes of public and private  
27 schools, intermediate units and area [vocational-technical]  
28 career and technical schools, including, but not limited to,  
29 teachers, substitutes, janitors, cafeteria workers, independent  
30 contractors and their employes, except those employes and  
31 independent contractors and their employes who have no direct

1 contact with children.

2 (1) Beginning April 1, 2007, this section shall apply to bus  
3 drivers employed or offered employment by a school district,  
4 private school, nonpublic school, intermediate unit or area  
5 [vocational-technical] career and technical school or by an  
6 independent contractor.

7 (2) Beginning April 1, 2007, this section shall apply to  
8 student teachers and student teacher candidates assigned to all  
9 public and private schools, intermediate units and area  
10 [vocational-technical] career and technical schools.

11 (3) For purposes of this section, "student teacher" or  
12 "student teacher candidate" shall mean an individual  
13 participating in a classroom teaching, internship, clinical or  
14 field experience who, as part of a program for the initial or  
15 advanced preparation of professional educators, performs  
16 classroom teaching or assists in the education program in a  
17 public or private school, intermediate unit or area [vocational-  
18 technical] career and technical school under the supervision of  
19 educator preparation program faculty.

20 \* \* \*

21 (b) Administrators of public and private schools,  
22 intermediate units and area [vocational-technical] career and  
23 technical schools shall require prospective employes to submit  
24 with their employment application, pursuant to 18 Pa.C.S. Ch. 91  
25 (relating to criminal history record information), a report of  
26 criminal history record information from the Pennsylvania State  
27 Police or a statement from the Pennsylvania State Police that  
28 the State Police central repository contains no such information  
29 relating to that person. Such report of criminal history record  
30 information shall be no more than five (5) years old. An  
31 applicant may submit a copy of the required information with the  
32 application for employment. Administrators shall maintain a copy  
33 of the required information. Administrators shall require  
34 contractors to produce a report of criminal history record  
35 information for each prospective employe of such contractor  
36 prior to employment. A copy of the report of criminal history  
37 record information from the Pennsylvania State Police shall be  
38 made available to the applicant in a manner prescribed by the  
39 Department of Education.

40 \* \* \*

41 (e) No person subject to this act shall be employed or  
42 remain employed in a public or private school, intermediate unit  
43 or area [vocational-technical] career and technical school where  
44 a report of criminal history record information or a form  
45 submitted by an employe under subsection (j) indicates the  
46 person has been convicted of any of the following offenses:

47 \* \* \*

48 (f.2) Nothing in this section shall be construed to  
49 interfere with the ability of a public or private school,  
50 intermediate unit or area [vocational-technical] career and  
51 technical school to make employment, discipline or termination

1 decisions, provided that this subsection shall not be construed  
2 to conflict with subsection (e), (f.1) or (j)(6).

3 \* \* \*

4 (j) (1) The department shall develop a standardized form to  
5 be used by current and prospective employes of public and  
6 private schools, intermediate units and area [vocational-  
7 technical] career and technical schools for the written  
8 reporting by current and prospective employes of any arrest or  
9 conviction for an offense enumerated under subsections (e) and  
10 (f.1). The form shall provide a space in which a current or  
11 prospective employe who has not been convicted of or arrested  
12 for any such offense will respond "no conviction" and "no  
13 arrest." The form also shall provide that failure to accurately  
14 report any arrest or conviction for an offense enumerated under  
15 subsection (e) or (f.1) shall subject the current or prospective  
16 employe to criminal prosecution under 18 Pa.C.S. § 4904  
17 (relating to unsworn falsification to authorities). The  
18 department shall publish the form on its publicly accessible  
19 Internet website and in the Pennsylvania Bulletin.

20 (2) All current and prospective employes of a public or  
21 private school, intermediate unit or area [vocational-technical]  
22 career and technical school shall complete the form described in  
23 clause (1), indicating whether or not they have been arrested  
24 for or convicted of an offense enumerated under subsections (e)  
25 and (f.1), provided that any current employe who completed the  
26 form on or before December 27, 2011, in compliance with clauses  
27 (1) and (2) on that date and who has not been arrested for or  
28 convicted of an offense enumerated under subsections (e) and  
29 (f.1) shall not be required to complete an additional form under  
30 this subsection.

31 \* \* \*

32 Section 111.1. Employment History Review.--\* \* \*

33 (n) As used in this section, the following words and phrases  
34 shall have the meanings given to them in this subsection:

35 "Abuse." Conduct that falls under the purview and reporting  
36 requirements of 23 Pa.C.S. Ch. 63 and is directed toward or  
37 against a child or a student, regardless of the age of the child  
38 or student.

39 "Direct contact with children." The possibility of care,  
40 supervision, guidance or control of children or routine  
41 interaction with children.

42 "School entity." Any public school, including a charter  
43 school or cyber charter school, private school, nonpublic  
44 school, intermediate unit or area [vocational-technical] career  
45 and technical school operating within this Commonwealth.

46 "Sexual misconduct." Any act, including, but not limited to,  
47 any verbal, nonverbal, written or electronic communication or  
48 physical activity, directed toward or with a child or a student  
49 regardless of the age of the child or student that is designed  
50 to establish a romantic or sexual relationship with the child or  
51 student. Such acts include, but are not limited to:

- 1 (1) Sexual or romantic invitation.
- 2 (2) Dating or soliciting dates.
- 3 (3) Engaging in sexualized or romantic dialog.
- 4 (4) Making sexually suggestive comments.
- 5 (5) Self-disclosure or physical exposure of a sexual,
- 6 romantic or erotic nature.
- 7 (6) Any sexual, indecent, romantic or erotic contact with
- 8 the child or student.

9 Section 2. Section 121(b)(2)(iii), (c)(2) and (d) of the  
10 act, amended October 24, 2018 (P.L.1146, No.158), are amended to  
11 read:

12 Section 121. Keystone Exams and Graduation Requirements.--\*  
13 \* \*

14 (b) The following shall apply:

15 \* \* \*

16 (2) The Department of Education shall investigate and  
17 develop alternatives in addition to the use of the Keystone  
18 Exams as a requirement for graduation and shall, within six (6)  
19 months of the effective date of this paragraph, issue a report  
20 of the Department of Education's findings and recommendations,  
21 including proposed legislation, to the chairman and minority  
22 chairman of the Education Committee of the Senate and the  
23 chairman and minority chairman of the Education Committee of the  
24 House of Representatives. The report shall, at a minimum,  
25 contain a detailed plan and timeline within which the Department  
26 of Education shall accomplish all of the following:

27 \* \* \*

28 (iii) Ensure that no student is prohibited from  
29 participation in [vocational-technical] career and technical  
30 education or elective courses or programs as a result of  
31 supplemental instruction required in 22 Pa. Code §§ 4.24(k) and  
32 4.51b(f) (relating to Keystone Exams).

33 (c) Notwithstanding section 2604-B(b)(2)(v), 22 Pa. Code §  
34 4.24 or 4.51 or any statute or regulation to the contrary, in  
35 any school year in which a demonstration of proficiency on a  
36 Keystone Exam is required for high school graduation, a CTE  
37 Concentrator shall be deemed proficient provided that the CTE  
38 Concentrator shall meet all of the following requirements:

39 \* \* \*

40 (2) completes one of the following:

41 (i) attains an industry-based competency certification  
42 related to the CTE Concentrator's program of study; or

43 (ii) demonstrates a high likelihood of success on an  
44 approved industry-based competency assessment or readiness for  
45 continued meaningful engagement in the CTE Concentrator's  
46 program of study as demonstrated by performance on benchmark  
47 assessments, course grades and other factors consistent with the  
48 CTE Concentrator's goals and career plan and determined for the  
49 CTE Concentrator by a chief school administrator in consultation  
50 with an area [vocational-technical] career and technical school  
51 director or principal of a comprehensive high school. The

1 determination shall be made no later than the end of eleventh  
2 grade, or, for a student enrolled in a one-year program, the end  
3 of the first semester of twelfth grade.

4 \* \* \*

5 (d) As used in this section, the following words and phrases  
6 shall have the meanings given to them in this subsection unless  
7 the context clearly indicates otherwise:

8 "Accredited four-year nonprofit institution of higher  
9 education." Any of the following:

10 (1) A university within the State System of Higher Education  
11 under Article XX-A.

12 (2) A State-related institution as defined in section 1502-  
13 A.

14 (3) Any accredited nonprofit public, private or independent  
15 college or university that confers four-year baccalaureate  
16 degrees.

17 "Accredited nonprofit institution of higher education." Any  
18 of the following:

19 (1) A community college operating under Article XIX-A.

20 (2) An accredited four-year nonprofit institution of higher  
21 education.

22 (3) Any accredited nonprofit public, private or independent  
23 college or university.

24 (4) The Thaddeus Stevens College of Technology.

25 "ACT." A standardized test for the assessment of college  
26 readiness administered by ACT.

27 "ACT WorkKeys assessment." An assessment of workplace skills  
28 administered by ACT.

29 "Advanced Placement Program." A program authorized by the  
30 college board that allows a student to study college-level  
31 subjects while enrolled in high school and to receive advanced  
32 placement and college credit for earning a qualified score on  
33 the course-related Advanced Placement exam.

34 "Approved alternative assessment." A SAT, PSAT, ACT or Armed  
35 Services Vocational Aptitude Battery test.

36 "Approved industry-based competency assessment." A NOCTI  
37 exam, NIMS assessment or other industry-based competency  
38 assessment identified by the Secretary of Education and approved  
39 by the State Board of Education or identified by an act of the  
40 General Assembly.

41 "Armed Services Vocational Aptitude Battery Test." The  
42 aptitude test developed and maintained by the United States  
43 Department of Defense.

44 "Chief school administrator." The superintendent of a school  
45 district, executive director of an intermediate unit,  
46 administrative director of an area [vocational-technical] career  
47 and technical school or chief executive officer of a charter  
48 school, cyber charter school, regional charter school or  
49 multiple charter school organization.

50 "Concurrent enrollment course." A course in which a  
51 secondary student is enrolled and, upon successful completion of

1 which both high school and postsecondary credit are earned.  
2 "Cooperative education program." A program of instruction  
3 whereby students alternate or coordinate their high school  
4 studies with a job in a field related to their academic or  
5 career objectives.  
6 "CTE Concentrator." A student who, by the end of a reporting  
7 year, will be reported as successfully completing at least fifty  
8 percent (50%) of the minimum technical instructional hours  
9 required under 22 Pa. Code Ch. 339 (relating to vocational  
10 education).  
11 "Department." The Department of Education of the  
12 Commonwealth.  
13 "Established score." A score recommended by the secretary  
14 and approved by the State Board of Education.  
15 "GPA." Grade point average.  
16 "International Baccalaureate Diploma Program." An  
17 academically challenging two-year precollege diploma program  
18 comprised of three core requirements and six academic subject  
19 areas with final examinations that prepare students sixteen (16)  
20 to nineteen (19) years of age for higher education and life in a  
21 global society.  
22 "NIMS assessment." An assessment based on the National  
23 Institute for Metalworking Skills standards.  
24 "NOCTI exam." A National Occupational Competency Testing  
25 Institute exam.  
26 "Postsecondary course." A course in which a secondary  
27 student is enrolled and, upon successful completion,  
28 postsecondary credit is earned.  
29 "Preapprenticeship program." An apprenticeship program  
30 registered with the Pennsylvania Apprenticeship and Training  
31 Council.  
32 "SAT." A standardized test for the assessment of college  
33 readiness administered by the College Board.  
34 "SAT Subject Test." A standardized test for the assessment  
35 of a specific content area administered by the College Board.  
36 "School entity." A school district, intermediate unit, area  
37 [vocational-technical] career and technical school, charter  
38 school, cyber charter school, regional charter school or  
39 multiple charter school organization.  
40 "Secretary." The Secretary of Education of the Commonwealth.  
41 Section 3. Section 126(a)(1)(v) and (vi) of the act are  
42 amended to read:  
43 Section 126. Every Student Succeeds Act State Plan Review.--  
44 (a) State plan submissions shall be developed by the department  
45 under section 1111 of the Elementary and Secondary Education Act  
46 of 1965 (Public Law 89-110, 20 U.S.C. § 6311), as amended by the  
47 Every Student Succeeds Act (Public Law 114-95, 129 Stat. 1802),  
48 and submitted to the General Assembly as follows:  
49 (1) The department shall develop State plan submissions with  
50 timely and meaningful consultation with the chair and minority  
51 chair of the Education Committee of the Senate and the chair and

1 minority chair of the Education Committee of the House of  
2 Representatives, with opportunity for input into the State plan  
3 submission's formation. Consultation shall occur with regard to  
4 the initiatives that are newly created or that retain or modify  
5 existing law or regulation with regard to the following:

6 \* \* \*

7 (v) [Vocational and career] Career and technical education  
8 academic assessments, pathways and standards.

9 (vi) Comparability and fairness in assessments of school  
10 districts, intermediate units, area [vocational-technical]  
11 career and technical schools, charter schools and cyber charter  
12 schools.

13 \* \* \*

14 Section 4. The act is amended by adding a section to read:

15 Amend Bill, page 5, lines 11 through 14, by striking out all  
16 of said lines and inserting

17 Section 5. Sections 218, 220(c), 221.2(c)(1)(iv) and (f)(4)  
18 (i), 222(c) and 322 of the act are amended to read:

19 Section 218. Reports to Department of Education.--(a) An  
20 annual financial report shall be submitted to the Secretary of  
21 Education by each school district, charter school, cyber charter  
22 school and area [vocational-technical] career and technical  
23 school not later than the 31st day of October. All financial  
24 accounting and reporting by school districts, charter schools,  
25 cyber charter schools and area [vocational-technical] career and  
26 technical schools to the Department of Education shall be in  
27 accordance with generally accepted accounting and reporting  
28 standards, except that management discussion and analysis and  
29 related notes and the following financial statements shall not  
30 be required components of the annual financial report: entity-  
31 wide financial statements, including the statement of activities  
32 and the statement of net assets; the reconciliation of the  
33 balance sheet - governmental funds to statement of net assets;  
34 and the reconciliation of the statement of revenues,  
35 expenditures and changes in fund balances - governmental funds  
36 to statement of activities. The Department of Education shall  
37 establish a reporting standard for the annual financial report.

38 (b) The chief school administrator and board secretary of a  
39 school district, charter school, cyber charter school or area  
40 [vocational-technical] career and technical school shall submit  
41 a signed statement to the Department of Education not later than  
42 the 31st day of December of each year certifying that: the  
43 audited financial statements of the school district, charter  
44 school, cyber charter school or area [vocational-technical]  
45 career and technical school have been properly audited pursuant  
46 to Article XXIV and that in the independent auditor's  
47 professional opinion, the financial information submitted in the  
48 annual financial report was materially consistent with the  
49 audited financial statements.

1 (c) If the financial information submitted in the annual  
2 financial report was not materially consistent with the audited  
3 financial statements, the school district, charter school, cyber  
4 charter school or area [vocational-technical] career and  
5 technical school shall submit a revised annual financial report  
6 to the Department of Education not later than the 31st day of  
7 December.

8 (d) The Department of Education shall order the forfeiture  
9 penalties provided for under section 2552.1(a.1) against a  
10 school district, charter school, cyber charter school or area  
11 [vocational-technical] career and technical school for failure  
12 to timely submit an annual financial report or revised annual  
13 financial report.

14 Section 220. State Report Card.--\* \* \*

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

18 "Department." The Department of Education of the  
19 Commonwealth.

20 "Local education agency." A school district, cyber charter  
21 school, charter school, area [vocational-technical] career and  
22 technical school or intermediate unit.

23 Section 221.2. Data Collection Reduction.--\* \* \*

24 (c) (1) Within thirty (30) days of the effective date of  
25 this section, the State Board shall establish an advisory  
26 committee consisting of:

27 \* \* \*

28 (iv) The following members, to be appointed by the State  
29 Board in consultation with education associations representing  
30 school districts, intermediate units, public school employes,  
31 charter school entities and area [vocational-technical] career  
32 and technical schools:

33 (A) Two school district business managers.

34 (B) Two intermediate unit business managers.

35 (C) Two charter school entity business managers.

36 (D) Two area [vocational-technical] career and technical  
37 school business managers.

38 (E) One representative from a school district board of  
39 school directors.

40 (F) One representative from an intermediate unit board of  
41 directors.

42 (G) One representative from a charter school entity board of  
43 trustees.

44 (H) One representative from an area [vocational-technical]  
45 career and technical school joint operating committee.

46 (I) One member of a Statewide association representing  
47 public school entity employes that has a membership on the  
48 effective date of this section of greater than 140,000 public  
49 school entity employes.

50 \* \* \*

51 (f) For purposes of this section:



1 \* \* \*

2 (4) "Public school entity" shall mean any of the following:  
3 (i) An area [vocational-technical] career and technical  
4 school.

5 \* \* \*

6 Section 222. Drop-out Data Collection.--\* \* \*

7 (c) As used in this section, the following words and phrases  
8 shall have the meanings given to them in this subsection unless  
9 the context clearly indicates otherwise:

10 "Department." The Department of Education of the  
11 Commonwealth.

12 "School entity." A public school district, charter school,  
13 cyber charter school or area [vocational-technical] career and  
14 technical school.

15 Section 322. Eligibility; Incompatible Offices.--Any citizen  
16 of this Commonwealth, having a good moral character, being  
17 eighteen (18) years of age or upwards, and having been a  
18 resident of the district for at least one (1) year prior to the  
19 date of his election or appointment, shall be eligible to the  
20 office of school director therein: Provided, That any person  
21 holding any office or position of profit under the government of  
22 any city of the first class, or the office of mayor, chief  
23 burgess, county commissioner, district attorney, city, borough,  
24 or township treasurer, member of council in any municipality,  
25 township commissioner, township supervisor, tax collector,  
26 assessor, assistant assessor, any comptroller, auditor,  
27 constable, executive director or assistant executive director of  
28 an intermediate unit, supervisor, principal, teacher, or employe  
29 of any school district, shall not be eligible as a school  
30 director in this Commonwealth. This section shall not prevent  
31 any district superintendent, assistant district superintendent,  
32 supervisor, teacher, or employe of any school district, from  
33 being a school director in a district other than the one in  
34 which he is so employed, and other than in a district with which  
35 the district in which he is employed operates a joint school or  
36 department. Provided, however, That a joint school or department  
37 does not include a [vocational] career and technical school,  
38 intermediate unit or community college: And provided further,  
39 That a school director who is a supervisor, principal, teacher  
40 or employe of a [vocational] career and technical school,  
41 intermediate unit or community college shall not serve as a  
42 member of a board of the [vocational] career and technical  
43 school, intermediate unit or community college in which he is a  
44 supervisor, principal, teacher or employe: And provided further,  
45 That a school director who is a supervisor, principal, teacher  
46 or employe of a [vocational] career and technical school,  
47 intermediate unit or community college, shall not be assigned to  
48 a position of employment under the supervision of the district  
49 in which he or she serves as a member of the board of school  
50 directors. A school director shall not be eligible to the office  
51 of member of council in any municipality.

1 Section 6. Section 425(d) of the act, added June 22, 2018  
2 (P.L.241, No.39), is amended to read:

3 Section 425. Executive Sessions.--\* \* \*

4 (d) As used in this section, the following words and phrases  
5 shall have the meanings given to them in this subsection:

6 "Executive session" shall have the meaning given to the term  
7 under 65 Pa.C.S. § 703 (relating to definitions).

8 "School entity" shall mean a school district, intermediate  
9 unit, joint school, area [vocational-technical] career and  
10 technical school, charter school, regional charter school or  
11 cyber charter school.

12 Section 7. Sections 502, 513(b.1)(1) and (6), 522 and 527 of  
13 the act are amended to read:

14 Section 502. Additional Schools and Departments.--In  
15 addition to the elementary public schools, the board of school  
16 directors in any school district may establish, equip, furnish,  
17 and maintain the following additional schools or departments for  
18 the education and recreation of persons residing in said  
19 district, and for the proper operation of its schools, namely:--

20 High schools,

21 Trade schools,

22 [Vocational] Career and technical schools,

23 [Technical schools,]

24 Cafeterias,

25 Agricultural schools,

26 Evening schools,

27 Kindergartens,

28 Libraries,

29 Museums,

30 Reading-rooms,

31 Gymnasiums,

32 Playgrounds,

33 Schools for physically and mentally handicapped,

34 Truant schools,

35 Parental schools,

36 Schools for adults,

37 Public lectures,

38 Such other schools or educational departments as the  
39 directors, in their wisdom, may see proper to establish.

40 Said additional schools or departments, when established,  
41 shall be an integral part of the public school system in such  
42 school district and shall be so administered.

43 No pupil shall be refused admission to the courses in these  
44 additional schools or departments, by reason of the fact that  
45 his elementary or academic education is being or has been  
46 received in a school other than a public school.

47 Section 513. Group Insurance Contracts.--\* \* \*

48 (b.1) (1) School districts, intermediate units and area  
49 [vocational-technical] career and technical schools shall give  
50 employes and their dependents, upon the employe's retirement,  
51 the option of continuing coverage in the group health plan to

1 which they belonged as employes.

2 \* \* \*

3 (6) School districts, intermediate units and area  
4 [vocational-technical] career and technical schools shall report  
5 annually to the Department of Education the increased costs  
6 resulting exclusively from the inclusion of qualified annuitants  
7 and their dependents in the entity's group health plan, for the  
8 purpose of evaluating the feasibility of future Commonwealth  
9 funding.

10 \* \* \*

11 Section 522. Payments of Salaries of Professional Employees  
12 Granted Leaves of Absence as Exchange Teachers Authorized;  
13 Rights Preserved.--Any board of public education or board of  
14 school directors of any school district [or vocational school  
15 district] of this Commonwealth is hereby authorized to pay any  
16 professional employe the salary he would be entitled to if  
17 teaching in the school district from which he is granted a leave  
18 of absence to serve as an exchange teacher in any foreign  
19 country or territory or possession of the United States of  
20 America.

21 Any professional employe, while on leave as an exchange  
22 teacher, shall be considered to be in regular full-time daily  
23 attendance in the position from which the leave was granted,  
24 during the period of said leave, for the purpose of determining  
25 the employe's length of service, the right to receive increments  
26 as provided by law, and the right to make contributions as a  
27 member of the Public School Employees' Retirement Fund and  
28 continue his or her membership therein, the right to service  
29 credits toward the time necessary for a sabbatical leave for  
30 health or a leave of absence for professional development, and  
31 the right to accumulate days of leave on account of illness or  
32 accidental injury.

33 Section 527. Drug Law Convictions.--(a) Any employe,  
34 professional or otherwise, of a school district, intermediate  
35 unit or area [vocational-technical] career and technical school  
36 who is convicted of delivery of a controlled substance or  
37 convicted of possession of a controlled substance with the  
38 intent to deliver, as prohibited by the act of April 14, 1972  
39 (P.L.233, No.64), known as "The Controlled Substance, Drug,  
40 Device and Cosmetic Act," shall be terminated from his or her  
41 employment with the school entity. The governing body of the  
42 school entity shall enforce this section.

43 (b) Notwithstanding any other provisions of this act, any  
44 person subject to this section who, while employed in a public  
45 or private school, intermediate unit or area [vocational-  
46 technical] career and technical school, is convicted of any of  
47 the offenses enumerated in subsection (e) of section 111 of this  
48 act shall be immediately terminated from such employment.

49 Section 8. Section 528(d) of the act, added June 22, 2018  
50 (P.L.241, No.39), is amended to read:

51 Section 528. Third-Party Services.--\* \* \*

1 (d) As used in this section, the following words and phrases  
2 shall have the meanings given to them in this subsection unless  
3 the context clearly indicates otherwise:

4 "Non-instructional services" shall mean services provided by  
5 a school employee whose terms and conditions of employment are  
6 governed by a collective bargaining agreement negotiated between  
7 the school employer and the exclusive representative of the  
8 employe and excluding services provided by a professional  
9 employe, a substitute or a temporary professional employe as  
10 those terms are defined under section 1101.

11 "School employer" shall mean a board of school directors, an  
12 intermediate unit board of directors or an area [vocational-  
13 technical] career and technical board of directors.

14 "Third party" shall mean a for-profit service provider,  
15 including a business or corporation, that contracts with a  
16 school employer to provide non-instructional services. The term  
17 shall not include an individual.

18 Section 9. Section 613(f) of the act is amended to read:

19 Section 613. Management Information Reports.--\* \* \*

20 (f) Beginning with the 2001-2002 school year and each school  
21 year thereafter, the mandatory reporting requirements of this  
22 section shall apply, as prescribed by the department, to area  
23 [vocational-technical] career and technical schools,  
24 intermediate units and charter schools to the extent that  
25 funding is available. Area [vocational-technical] career and  
26 technical schools, intermediate units and charter schools shall  
27 apply for funding in a form and manner prescribed by the  
28 department.

29 Section 10. The definitions of "area vocational-technical  
30 school," "market value/personal income aid ratio" and "public  
31 school entity" in section 602-B of the act are amended to read:  
32 Section 602-B. Definitions.

33 The following words and phrases when used in this article  
34 shall have the meanings given to them in this section unless the  
35 context clearly indicates otherwise:

36 \* \* \*

37 "Area [vocational-technical] career and technical school."  
38 As defined in section 1841.

39 \* \* \*

40 "Market value/personal income aid ratio." A school  
41 district's combined market value and personal income wealth per  
42 pupil relative to the State average.

43 (1) For an area [vocational-technical] career and  
44 technical school, this amount shall be calculated based on  
45 the sum of market value and personal income wealth data for  
46 each of the area [vocational-technical] career and technical  
47 school's component school districts.

48 (2) For a charter school or regional charter school,  
49 this amount shall be calculated based on the sum of market  
50 value and personal income wealth data for each school  
51 district that granted a charter to the charter school or

1 regional charter school under section 1717-A or 1718-A.

2 (3) For a cyber charter school, this amount shall be  
3 calculated based on the sum of market value and personal  
4 income wealth data for the school district in which the cyber  
5 charter school's administrative offices are located.

6 \* \* \*

7 "Public school entity." Any of the following:

8 (1) An area [vocational-technical] career and technical  
9 school.

10 (2) A school district.

11 (3) A charter school entity.

12 \* \* \*

13 Section 11. Sections 701.1 second paragraph, 772.1(c),  
14 772.2(e), 776.1, 909-A, 914-A(16), 1089(f), 1101(1), 1113(d)(1),  
15 1123(e), (i), (n) and (o)(2) and (8), 1141, 1142(a) and (b),  
16 1142.1(d), 1144.1, 1145, 1146(4), 1164(a), 1166(a) and 1176(a)  
17 of the act are amended to read:

18 Section 701.1. Referendum or Public Hearing Required Prior  
19 to Construction or Lease.--\* \* \*

20 The applicable aggregate building expenditure standard shall  
21 be a total amount calculated for each building or substantial  
22 addition by multiplying the rated pupil capacity under the  
23 approved room schedule by the following: two thousand eight  
24 hundred dollars (\$2,800) for each pupil of rated elementary  
25 capacity; four thousand two hundred dollars (\$4,200) for each  
26 pupil of rated secondary capacity in grades seven, eight and  
27 nine and five thousand two hundred dollars (\$5,200) for each  
28 pupil of rated secondary capacity in grades ten, eleven and  
29 twelve and five thousand two hundred dollars (\$5,200) for each  
30 pupil of rated [vocational-technical] career and technical  
31 capacity in grades ten, eleven and twelve to not include the  
32 cost of equipment and fixtures in such [vocational-technical]  
33 career and technical schools: Provided, however, That each of  
34 the preceding per pupil amounts shall be adjusted by the  
35 Department of Education on July 1, 1974; and annually thereafter  
36 through July 1, 2003, by multiplying said amounts by the ratio  
37 of the composite construction cost index compiled and published  
38 by the United States Department of Commerce for the preceding  
39 calendar year to such index for the next preceding calendar  
40 year; and Further Provided, however, That each of the preceding  
41 per pupil amounts shall be adjusted by the Department of  
42 Education on July 1, 2004; and annually thereafter by  
43 multiplying said amounts by the ratio of the Building Cost Index  
44 published by the McGraw-Hill Companies for the preceding  
45 calendar year to such index for the next preceding calendar  
46 year. Rated elementary pupil capacity or rated secondary pupil  
47 capacity for any school building shall be the rated pupil  
48 capacity determined on the basis of the method used by the  
49 Department for school building reimbursement purposes during the  
50 school year 1971-1972.

51 \* \* \*

1 Section 772.1. Integrated Pest Management Programs.--\* \* \*

2 (c) The following words and phrases when used in this  
3 section shall have the meanings given to them in this subsection  
4 unless the context clearly indicates otherwise:

5 "Department." The Department of Agriculture of the  
6 Commonwealth.

7 "Integrated pest management plan." A plan which establishes  
8 a sustainable approach to managing pests by combining  
9 biological, cultural, physical and chemical tools in a way which  
10 minimizes economic, health and environmental risks.

11 "Pest." An insect, rodent, nematode, fungus, weed or other  
12 form of terrestrial or aquatic plant or animal life or virus,  
13 bacteria or other microorganism, except viruses, bacteria or  
14 other microorganisms on or in living man or other living  
15 animals, declared to be a pest under section 25(c)(1) of the  
16 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.  
17 163, 7 U.S.C. § 136w).

18 "Pesticide." A substance or mixture of substances intended  
19 for preventing, destroying, repelling or mitigating a pest and a  
20 substance or mixture of substances intended for use as a plant  
21 regulator, defoliant or desiccant.

22 "School." A school district, an intermediate unit, an area  
23 [vocational-technical] career and technical school or any of  
24 these entities acting jointly.

25 Section 772.2. Notification of Pesticide Treatments at  
26 Schools.--\* \* \*

27 (e) The following words and phrases when used in this  
28 section shall have the meanings given to them in this subsection  
29 unless the context clearly indicates otherwise:

30 "Applicator." A certified applicator, commercial applicator  
31 or public applicator.

32 "Certified applicator." An individual who is certified under  
33 section 16.1, 17 or 17.1 of the act of March 1, 1974 (P.L.90,  
34 No.24), known as the "Pennsylvania Pesticide Control Act of  
35 1973," as competent to use or supervise the use or application  
36 of any pesticide.

37 "Commercial applicator." A certified applicator, whether or  
38 not he is a private applicator with respect to some uses, who  
39 uses or supervises the use of any pesticide on the property or  
40 premises of another or on easements granted under State law, or  
41 any applicator who uses or supervises the use of any restricted-  
42 use pesticide on property owned or rented by him or his  
43 employer, when not for purposes of producing an agricultural  
44 product. The secretary may by regulation deem certain types of  
45 applicators using any pesticide on their own property or that of  
46 their employer as commercial applicators.

47 "Department." The Department of Agriculture of the  
48 Commonwealth.

49 "Insect." Any of the numerous small invertebrate animals  
50 generally having a more or less obviously segmented body, for  
51 the most part belonging to the class Insecta, comprising six-

1 legged, usually winged forms, as, for example, beetles, bugs,  
2 bees and flies, and to other allied classes of arthropods whose  
3 members are wingless and usually have more than six (6) legs,  
4 as, for example, spiders, mites, ticks, centipedes and wood  
5 lice.

6 "Nematode." An invertebrate animal of the phylum  
7 Nemathelminthes and class Nematoda, that is, unsegmented round  
8 worms with elongated, fusiform or saclike bodies covered with  
9 cuticle and inhabiting soil, water, plants or plant parts. The  
10 term includes nemas and eelworms.

11 "Person." An individual, partnership, association,  
12 corporation or any organized group of persons, whether  
13 incorporated or not.

14 "Pest." An insect, rodent, nematode, fungus, weed or other  
15 form of terrestrial or aquatic plant or animal life or virus,  
16 bacteria or other microorganism, except viruses, bacteria or  
17 other microorganisms on or in living man or other living  
18 animals, declared to be a pest under section 25(c)(1) of the  
19 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.  
20 163, 7 U.S.C. § 136w).

21 "Pest control information sheet." A document which contains  
22 the date of treatment, the name, address and telephone number of  
23 the applicator, the pesticide utilized and any other information  
24 that is required by the Secretary of Agriculture.

25 "Pesticide." A substance or mixture of substances intended  
26 for preventing, destroying, repelling or mitigating a pest and a  
27 substance or mixture of substances intended for use as a plant  
28 regulator, defoliant or desiccant.

29 "Pesticide application technician." An individual employed  
30 by a commercial applicator or governmental agency who, having  
31 met the competency requirements as set forth in the act of March  
32 1, 1974 (P.L.90, No.24), known as the "Pennsylvania Pesticide  
33 Control Act of 1973," is registered by the Secretary of  
34 Agriculture to apply pesticides under the direct supervision of  
35 a certified applicator.

36 "Public applicator." A certified applicator who applies  
37 pesticides as an employe of the Commonwealth or its  
38 instrumentalities or a local agency.

39 "School." A school district, an intermediate unit or an area  
40 [vocational-technical] career and technical school or any of  
41 these entities acting jointly.

42 Section 776.1. Child Day-Care Centers in School Buildings.--  
43 For purposes of the issuance or renewal of any license, or for  
44 inspections, under section 1007 of the act of June 13, 1967  
45 (P.L.31, No.21), known as the ["Public Welfare Code,"] "Human  
46 Services Code," child day-care centers operated for school-age  
47 children in public and private school buildings, buildings  
48 utilized by intermediate units or area [vocational-technical]  
49 career and technical school buildings which meet the physical  
50 site requirements provided for by the department shall be deemed  
51 to comply with any Department of [Public Welfare] Human Services

1 child day-care service requirements or regulation concerning  
2 physical site requirements.

3 Section 909-A. [Vocational-Technical] Career and Technical  
4 Education.--All powers and duties of county boards of school  
5 directors with respect to vocational-technical education are  
6 hereby transferred to intermediate unit boards of directors,  
7 effective July 1, 1971; and all Commonwealth payments  
8 theretofore paid to county boards of school directors on account  
9 of vocational-technical education shall thereafter be paid to  
10 intermediate unit boards of directors for career and technical  
11 education.

12 Section 914-A. Powers and Duties of the Intermediate Unit  
13 Board of Directors.--An intermediate unit board of directors  
14 shall have the power and its duty shall be:

15 \* \* \*

16 (16) To prepare and submit to the State Board [for  
17 Vocational] of Career and Technical Education proposals for  
18 arranging school districts of the intermediate unit into area  
19 [vocational-technical] career and technical attendance areas or  
20 any revisions thereof. A school district in an adjacent  
21 intermediate unit may be included in such proposed attendance  
22 area with the concurring approval of the board of school  
23 directors of the school district and the intermediate unit to  
24 which it belongs.

25 \* \* \*

26 Section 1089. Business Administrator.--\* \* \*

27 (f) For purposes of this section, the term "school entity"  
28 shall mean a school district, intermediate unit or an area  
29 [vocational-technical] career and technical school. The term  
30 "governing board" shall mean the board of directors or joint  
31 board of such entity.

32 Section 1101. Definitions.--As used in this article,

33 (1) The term "professional employe" shall include those who  
34 are certificated as teachers, supervisors, supervising  
35 principals, principals, assistant principals, vice-principals,  
36 directors of [vocational] career and technical education, dental  
37 hygienists, visiting teachers, home and school visitors, school  
38 counselors, child nutrition program specialists, school  
39 librarians, school secretaries the selection of whom is on the  
40 basis of merit as determined by eligibility lists and school  
41 nurses.

42 \* \* \*

43 Section 1113. Transferred Programs and Classes.--\* \* \*

44 (d) (1) As used in this section, the term "school entity"  
45 or "school entities" shall mean an intermediate unit and its  
46 participating school districts or an area [vocational-technical]  
47 career and technical school and its sending school districts.

48 \* \* \*

49 Section 1123. Rating System.--\* \* \*

50 (e) Notwithstanding subsections (b), (c) and (d),  
51 professional employes and temporary professional employes



1 serving as classroom teachers, principals and nonteaching  
2 professional employes may be evaluated through the use of a  
3 rating tool developed by an individual school district,  
4 intermediate unit or area [vocational-technical] career and  
5 technical school that the department has approved as meeting or  
6 exceeding the measures of effectiveness established under this  
7 section.

8 \* \* \*

9 (i) All school districts, intermediate units and area  
10 [vocational-technical] career and technical schools shall  
11 provide to the department the aggregate results of all  
12 professional employe and temporary professional employe,  
13 principal and nonteaching professional employe evaluations.

14 \* \* \*

15 (n) The requirements of this section shall apply to all  
16 school districts, intermediate units and area [vocational-  
17 technical] career and technical schools.

18 (o) For purposes of this section:

19 \* \* \*

20 (2) The term "chief school administrator" shall include  
21 individuals who are employed as a school district  
22 superintendent, an executive director of an intermediate unit or  
23 a chief school administrator of an area [vocational-technical]  
24 career and technical school.

25 \* \* \*

26 (8) The term "principal" shall include a building principal,  
27 an assistant principal, a vice principal or a director of  
28 [vocational] career and technical education.

29 \* \* \*

30 Section 1141. Definitions.--For the purposes of this  
31 subdivision.--

32 (1) "Teacher" shall include all professional employes and  
33 temporary professional employes, who devote fifty per centum  
34 (50%) of their time, or more, to teaching or other direct  
35 educational activities, such as classroom teachers,  
36 demonstration teachers, museum teachers, counsellors,  
37 librarians, school nurses, dental hygienists, home and school  
38 visitors, and other similar professional employes and temporary  
39 professional employes, certificated in accordance with the  
40 qualifications established by the State Board of Education.

41 (2) "Service increments" shall mean increases in annual  
42 salary granted to all professional employes by reason of their  
43 years of service in the school district or [vocational] career  
44 and technical school district.

45 (3) "Standard certificate" shall mean any one of the  
46 following certificates: permanent State certificate, State  
47 Normal School certificate, State Normal School diploma,  
48 temporary standard certificate, permanent standard certificate,  
49 State standard limited certificate, temporary extension standard  
50 certificate, permanent extension standard certificate.

51 (4) "College certificate" shall mean a college provisional

1 certificate, a college permanent certificate, or its equivalent.

2 (5) "Master's Degree" shall mean a degree secured at a  
3 college or university approved by the Department of [Public  
4 Instruction] Education.

5 The State Board of Education shall establish equivalents for  
6 both college certificates and master's degrees. In determining  
7 the equivalents, in the case of teachers of applied arts and  
8 [vocational] career and technical subjects, the State Board of  
9 Education shall give due consideration to practical experience  
10 in the field taught.

11 Section 1142. Minimum Salaries and Increments.--(a) Except  
12 as hereinafter otherwise provided, all school districts and  
13 [vocational] career and technical school districts shall pay all  
14 regular and temporary teachers, supervisors, directors and  
15 coordinators of [vocational] career and technical education,  
16 psychologists, teachers of classes for exceptional children,  
17 supervising principals, [vocational] career and technical  
18 teachers, and principals in the public schools of the district  
19 the minimum salaries and increments for the school year 1968-  
20 1969 and each school year thereafter, as provided in the  
21 following tabulation in accordance with the column in which the  
22 professional employe is grouped and the step which the  
23 professional employe has attained by years of experience within  
24 the school district each step after step 1 constituting one year  
25 of service. When a school district, by agreement, places a  
26 professional employe on a step in the salary scale, each step  
27 thereafter shall constitute one year of service. When a district  
28 adopts a salary scale in excess of the mandated scale, it shall  
29 not be deemed to have altered or increased the step which the  
30 employe has gained through years of service.

31 (b) Professional employes shall be grouped in the following  
32 columns:

33 Class A. Teachers holding a standard certificate valid for  
34 the subject or grades in which the teacher is giving  
35 instruction.

36 Class B. Teachers holding a college certificate valid for the  
37 subjects or grades in which the teacher is giving instruction.

38 Class C. Teachers of classes approved by the Department of  
39 [Public Instruction] Education for exceptional children holding  
40 a standard certificate valid for the subjects or grades in which  
41 the teacher is giving instruction.

42 Class D. Teachers of classes approved by the Department of  
43 [Public Instruction] Education for exceptional children holding  
44 a college certificate valid for the subjects or grades in which  
45 the teacher is giving instruction.

46 Class E. Supervisors, directors and coordinators of  
47 [vocational] career and technical education, who devote one-half  
48 or more of their time to supervision of instruction, and  
49 psychologists, holding a standard or college certificate.

50 Class F. Principals, who devote one-half or more of their  
51 time to supervision and administration and having less than

1 twenty (20) teachers under their supervision, who hold a  
2 standard certificate, or college certificate.

3 Class G. Such principals, having twenty (20) or more  
4 teachers under their supervision, but less than forty (40), and  
5 who hold a standard certificate, or college certificate.

6 Class H. Such principals, having forty (40) or more teachers  
7 under their supervision, but less than sixty (60), and who hold  
8 a standard certificate, or college certificate.

9 Class I. Such principals, having sixty (60) or more but less  
10 than eighty (80) teachers under their supervision, and who hold  
11 a standard certificate, or college certificate.

12 Class J. Such principals, having eighty (80) or more  
13 teachers under their supervision, and who hold a standard  
14 certificate, or college certificate.

15 Class K. Supervising principals, having less than forty (40)  
16 teachers under their supervision, and who hold a standard  
17 certificate, or college certificate.

18 Class L. Supervising principals, having forty (40) or more  
19 teachers under their supervision, but less than sixty (60), who  
20 hold a standard certificate, or college certificate.

21 Class M. Supervising principals, having sixty (60) or more  
22 but less than eighty (80) teachers under their supervision, and  
23 who hold a standard certificate, or college certificate.

24 Class N. Supervising principals, having eighty (80) or more  
25 but less than one hundred (100) teachers under their  
26 supervision, and who hold a standard certificate, or college  
27 certificate.

28 Class O. Supervising principals, having one hundred (100) or  
29 more teachers under their supervision, and who hold a standard  
30 certificate or college certificate.

31 Class P. [Vocational] Career and technical teachers, holding  
32 a standard or college certificate valid for the subjects or  
33 grades in which the teacher is giving instruction, and who is  
34 employed for the entire calendar year because of seasonal  
35 activities.

36 \* \* \*

37 Section 1142.1. Minimum Salaries for Teachers.--\* \* \*

38 (d) For purposes of this section, the following terms shall  
39 have the following meanings:

40 "Board of school directors" shall mean board of school  
41 directors, intermediate unit board of directors and area  
42 [vocational-technical] career and technical board.

43 "School district" shall mean school district, intermediate  
44 unit and area [vocational-technical] career and technical  
45 school.

46 "Teacher" shall mean classroom teachers and all others  
47 included within the definition of "teacher" in section 1141,  
48 including speech correctionists and instructional department  
49 chairmen employed by a school district.

50 Section 1144.1. Teachers of Applied Arts and [Vocational]  
51 Career and Technical Subjects.--Teachers of applied arts and

1 [vocational] career and technical subjects who hold a standard  
2 certificate shall be entitled to the same minimum salary and  
3 increments as teachers who hold a college certificate.

4 Teachers of applied arts and [vocational] career and  
5 technical subjects who hold a standard certificate and have  
6 earned an additional thirty (30) semester hours of credit in  
7 professional education in the teaching field in which said  
8 teacher is engaged or related thereto shall be entitled to the  
9 same minimum salary and increments as teachers holding a  
10 Master's Degree.

11 Section 1145. Minimum Salaries for Teachers With Emergency  
12 Certificates.--In all school districts [and vocational school  
13 districts], the minimum annual salary of teachers, who hold only  
14 emergency certificates for any grade or subject which they  
15 teach, shall be one thousand six hundred dollars (\$1600).

16 Section 1146. Part-time Teachers, etc.--The minimum salary  
17 of all part-time teachers, supervisors and principals shall be  
18 as follows:

19 \* \* \*

20 (4) [Vocational] Career and Technical Extension Education.

21 (a) Teachers and supervisors in approved programs of  
22 [vocational] career and technical adult extension education,  
23 four dollars (\$4.00) per hour.

24 (b) All part-time teachers and supervisors in approved  
25 [vocational] career and technical extension education shall be  
26 limited to a maximum of ten (10) hours per week at the rate of  
27 four dollars (\$4.00) per hour. When hours in excess of ten (10)  
28 hours per week are assigned the hourly rate shall be adjusted by  
29 the district to conform with the established schedule but shall  
30 be not less than one dollar and seventy-five cents (\$1.75) per  
31 hour.

32 \* \* \*

33 Section 1164. Compensation Plans for School  
34 Administrators.--(a) As used in this section, the following  
35 words will have the following meanings:

36 "Administrative compensation" shall mean administrator  
37 salaries and fringe benefits and shall include any board  
38 decision that directly affects administrator compensation such  
39 as administrative evaluation and early retirement programs.

40 "School administrator" shall mean any employe of the school  
41 entity below the rank of district superintendent, executive  
42 director, director of [vocational-technical] career and  
43 technical school, assistant district superintendent or assistant  
44 executive director, but including the rank of first level  
45 supervisor, who by virtue of assigned duties is not in a  
46 bargaining unit of public employes as created under the act of  
47 July 23, 1970 (P.L.563, No.195), known as the "Public Employe  
48 Relations Act." However, this definition shall not apply to  
49 anyone who has the duties and responsibilities of the position  
50 of business manager or personnel director, but not to include  
51 principals.

1 "School employer" shall mean a board of school directors, the  
2 area [vocational-technical] career and technical school board of  
3 directors or the intermediate unit board of school directors as  
4 defined in this act.

5 \* \* \*

6 Section 1166. Persons Entitled.--(a) Any person employed in  
7 the public school system of this Commonwealth who has completed  
8 ten (10) years of satisfactory service as a professional employe  
9 or member of the supervisory, instructional or administrative  
10 staff, or as a commissioned officer, of any board of school  
11 directors, county board of school directors, or any other part  
12 of the public school system of the Commonwealth, shall be  
13 entitled to a leave of absence for professional development or a  
14 sabbatical leave for restoration of health or, at the discretion  
15 of the board of school directors, for other purposes. At least  
16 five consecutive years of such service shall have been in the  
17 school district from which leave of absence for professional  
18 development or sabbatical leave for restoration of health is  
19 sought, unless the board of school directors shall in its  
20 discretion allow a shorter time: Provided, however, That in the  
21 case of professional employes of area [vocational-technical]  
22 career and technical schools or technical institutes prior  
23 service in the participating school districts shall be credited  
24 toward such service requirement. A leave of absence for  
25 professional development or sabbatical leave for restoration of  
26 health shall be for a half or full school term or for two half  
27 school terms during a period of two years, at the option of such  
28 person: Provided, however, if a sabbatical leave is requested  
29 because of the illness of an employe, a leave shall be granted  
30 for a period equivalent to a half or full school term or  
31 equivalent to two half school terms during a period of two  
32 years: Provided further, That if a sabbatical leave for  
33 restoration of health or a leave of absence for professional  
34 development for one half school term or its equivalent has been  
35 granted and the employe is unable to return to school service  
36 because of illness or physical disability, the employe, upon  
37 written request prior to the expiration of the original leave,  
38 shall be entitled to a further leave for one half school term or  
39 its equivalent: Provided further, That if a leave for a full  
40 school term or its equivalent has been granted and the employe  
41 is unable to return to school service because of illness or  
42 physical disability, the board of school directors may extend  
43 such leave for such periods as it may determine but not to  
44 exceed one full school term or its equivalent. Thereafter, one  
45 leave of absence for professional development or a sabbatical  
46 leave for restoration of health shall be allowed after each  
47 seven years of service.

48 \* \* \*

49 Section 1176. Leave of Absence.--

50 (a) Any employe of any school district, who shall have been  
51 regularly employed by any school district or [vocational school

1 district] career and technical school for any period, and who  
2 shall volunteer for military service in the armed forces of the  
3 United States of America in time of war or during a state of  
4 national emergency or who shall be inducted for military service  
5 in the Armed Forces of the United States of America at any time,  
6 shall, within thirty (30) days after the receipt of notice to  
7 report for duty, send a copy of such notice to the secretary of  
8 the school board by which he is employed.

9 \* \* \*

10 Section 12. Section 1183(d) of the act, added October 24,  
11 2018 (P.L.736, No.119), is amended to read:

12 Section 1183. Military Parent Student Support.--\* \* \*

13 (d) As used in this section, the following words and phrases  
14 shall have the meanings given to them in this subsection unless  
15 the context clearly indicates otherwise:

16 "Public school entity." Any public school, including a  
17 school district, charter school, regional charter school, cyber  
18 charter school, intermediate unit or area [vocational-technical]  
19 career and technical school operating within this Commonwealth.

20 Section 13. Section 1195(h) of the act is amended to read:

21 Section 1195. Distinguished Educators Program.--\* \* \*

22 (h) Any school district, intermediate unit or area  
23 [vocational-technical] career and technical school may grant  
24 leave to a Distinguished Educator to serve under and in  
25 accordance with the provisions of this article.

26 \* \* \*

27 Section 14. The definition of "school entity" in section  
28 1101-A of the act is amended to read:

29 Section 1101-A. Definitions.--When used in this article, the  
30 following words and phrases shall have the following meanings:

31 \* \* \*

32 "School entity" shall mean a public school district,  
33 intermediate unit or area [vocational-technical] career and  
34 technical school.

35 \* \* \*

36 Section 15. The definition of "public school" in section  
37 1101-B of the act is amended to read:

38 Section 1101-B. Definitions.

39 The following words and phrases when used in this article  
40 shall have the meanings given to them in this section unless the  
41 context clearly indicates otherwise:

42 \* \* \*

43 "Public school." A school operated by a school district,  
44 intermediate unit, charter school, cyber charter school or an  
45 area [vocational-technical] career and technical school.

46 Section 16. Sections 1105-B(c)(1)(i), 1201.1(a) introductory  
47 paragraph, (2), (5) and (7) and 1204.1(a) of the act are amended  
48 to read:

49 Section 1105-B. Repayment.

50 \* \* \*

51 (c) Waiver of repayment.--Upon the application of the

1 eligible teacher, the department:

2 (1) Shall waive the repayment requirement if the  
3 department finds that the teacher was unable to complete the  
4 process or meet the requirements of section 1104-B(b) due to:

5 (i) administrative action on the part of the school  
6 district or area [vocational-technical] career and  
7 technical school for other than causes enumerated in  
8 section 1122;

9 \* \* \*

10 Section 1201.1. Substitute Teaching Permit for Prospective  
11 Teachers.--(a) An individual who does not hold a certificate  
12 under section 1201 shall be eligible to teach as a substitute in  
13 a school district, an area [vocational-technical] career and  
14 technical school or an intermediate unit provided that:

15 \* \* \*

16 (2) The chief school administrator of a school district, an  
17 area [vocational-technical] career and technical school or an  
18 intermediate unit may issue a Substitute Teaching Permit for  
19 Prospective Teachers to an uncertified individual meeting the  
20 requirements of clause (1) who provides verification of the  
21 individual's enrollment status under paragraph (1)(i) and  
22 completed hours under paragraph (1)(ii).

23 \* \* \*

24 (5) The individual shall receive a salary fixed by the  
25 governing body of the school district, area [vocational-  
26 technical] career and technical school or intermediate unit.

27 \* \* \*

28 (7) The Department of Education shall provide an annual  
29 report on the use of the permits under this section to the  
30 chairperson and minority chairperson of the Education Committee  
31 of the Senate and the chairperson and minority chairperson of  
32 the Education Committee of the House of Representatives. To  
33 complete the report, the department shall annually survey school  
34 districts, [vocational-technical] career and technical schools  
35 and intermediate units.

36 \* \* \*

37 Section 1204.1. Standard Employment Application.--(a) The  
38 Secretary of Education, in consultation with organizations  
39 representing school administrators, including personnel  
40 administrators, teachers and school boards, shall develop a  
41 standard employment application form for use by individuals  
42 eligible for or in possession of instructional, [vocational]  
43 career and technical instructional, intern or [vocational]  
44 career and technical intern teaching certificates in making  
45 application for employment with school districts within this  
46 Commonwealth.

47 \* \* \*

48 Section 17. Section 1204.2 of the act, amended June 22, 2018  
49 (P.L.241, No.39), is amended to read:

50 Section 1204.2. [Vocational] Career and Technical  
51 Instructional Certificate.--(a) The Secretary of Education may

1 grant a certificate under this section to every person who  
2 presents to the Department of Education satisfactory evidence of  
3 good moral character and who has completed such work in  
4 [vocational] career and technical education as may be required  
5 by the standards of the State Board of Education.

6 (b) In addition to other requirements promulgated by the  
7 State Board of Education, the State Board of Education shall  
8 require an applicant to present evidence of at least four (4)  
9 years of wage-earning experience in the occupation to be taught  
10 in order for the Secretary of Education to grant the applicant a  
11 [Vocational] Career and Technical Intern Certificate under 22  
12 Pa. Code § 49.151 (relating to eligibility and criteria).

13 (c) Notwithstanding any other requirement promulgated by the  
14 State Board of Education, the State Board of Education shall not  
15 require an applicant to have completed more than eighteen (18)  
16 credit hours in an approved program of [vocational] career and  
17 technical teacher education in order for the Secretary of  
18 Education to grant the applicant a [Vocational] Career and  
19 Technical Instructional I Certificate under 22 Pa. Code § 49.142  
20 (relating to Vocational Instructional I), which certificate  
21 shall entitle the individual to teach for eight (8) annual  
22 school terms.

23 (d) Notwithstanding any other requirement promulgated by the  
24 State Board of Education, the State Board of Education shall not  
25 require an applicant to have completed more than sixty (60)  
26 total credit hours in an approved program of [vocational] career  
27 and technical teacher education in order for the Secretary of  
28 Education to grant the applicant a [Vocational] Career and  
29 Technical Instructional II Certificate under 22 Pa. Code §  
30 49.143 (relating to Vocational Instructional II). Credit hours  
31 in an approved program of [vocational] career and technical  
32 teacher education completed by the applicant toward the  
33 fulfillment of the requirements for a [Vocational] Career and  
34 Technical Instructional I Certificate shall be counted toward  
35 the total credit hours required for a [Vocational] Career and  
36 Technical Instructional II Certificate.

37 (e) The Department of Education shall form a professional  
38 advisory committee for the purposes of reviewing [vocational]  
39 career and technical instructional certification program  
40 guidelines every five (5) years to ensure that the requirements  
41 for program design and delivery pertain to the professional  
42 responsibilities of a [vocational] career and technical  
43 educator. The professional advisory committee shall, at a  
44 minimum, include representatives whose primary responsibility is  
45 teaching occupational skills in State-approved [vocational]  
46 career and technical education programs.

47 Section 18. Sections 1205.1(f)(2), 1205.2(n.1)(2) and (o),  
48 1205.4(d), 1205.5(g) and (h)(2), 1205.6(b), 1207.1(d)(1)  
49 introductory paragraph, 1217(a)(2)(i) and (c) and 1317.2(a),  
50 (b), (c), (e) and (f) introductory paragraph of the act are  
51 amended to read:



1 Section 1205.1. Continuing Professional Development.--\* \* \*

2 (f) \* \* \*

3 (2) Notwithstanding this subsection, the provisions of  
4 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that  
5 candidates for appointment as a district superintendent or  
6 assistant district superintendent and candidates for  
7 administrative and [vocational] career and technical director  
8 certificates complete a leadership development program that  
9 meets the Pennsylvania school leadership standards under section  
10 1217 shall not be suspended.

11 Section 1205.2. Program of Continuing Professional  
12 Education.--\* \* \*

13 (n.1) \* \* \*

14 (2) Notwithstanding this subsection, the provisions of  
15 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that  
16 candidates for appointment as a district superintendent or  
17 assistant district superintendent and candidates for  
18 administrative and [vocational] career and technical director  
19 certificates complete a leadership development program that  
20 meets the Pennsylvania school leadership standards under section  
21 1217 shall not be suspended.

22 \* \* \*

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

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

33 "Area of a professional educator's assignment or  
34 certification" shall mean any component of the education  
35 profession as it relates to the current job title or description  
36 of the professional educator or to any area of certification  
37 listed on the professional employe's Pennsylvania certification  
38 or to the type of certificate or endorsement held by the  
39 professional educator.

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

43 "Compliance period" shall mean the period of time in which a  
44 professional educator must satisfactorily complete continuing  
45 professional education as required under subsection (a) and  
46 which concludes every five years beginning:

47 (1) July 1, 2000, for those professional educators who were  
48 issued a State certificate prior to July 1, 2000; or

49 (2) on the date on which the professional educator is issued  
50 a State certificate for those professional educators who were  
51 certified after July 1, 2000.

1 "Continuing professional education courses" shall mean  
2 courses for credit, other than collegiate studies, conducted by  
3 providers approved by the department.

4 "Professional educator" shall mean an individual who holds a  
5 Pennsylvania teacher, educational specialist or administrative  
6 certification or letter of eligibility.

7 "School entity" shall mean a school district, an intermediate  
8 unit, a joint school district, an area [vocational-technical]  
9 career and technical school, a charter school[, the Scotland  
10 School for Veterans' Children] and the Scranton School for the  
11 Deaf or any of these acting jointly.

12 Section 1205.4. CPR Instruction.--\* \* \*

13 (d) For purposes of this section, a school entity shall be  
14 defined as a local school district, intermediate unit or area  
15 [vocational-technical] career and technical school.

16 Section 1205.5. Continuing Professional Education for School  
17 or System Leaders.--\* \* \*

18 (g) For the purpose of this section, the term "school or  
19 system leader" shall mean an individual who serves on a  
20 certificate as a principal, vice principal, assistant principal,  
21 superintendent, assistant superintendent, intermediate unit  
22 executive director, assistant intermediate unit executive  
23 director or director of an area [vocational-technical] career  
24 and technical school.

25 (h) \* \* \*

26 (2) Notwithstanding this subsection, the provisions of  
27 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that  
28 candidates for appointment as a district superintendent or  
29 assistant district superintendent and candidates for  
30 administrative and [vocational] career and technical director  
31 certificates complete a leadership development program that  
32 meets the Pennsylvania school leadership standards under section  
33 1217 shall not be suspended.

34 Section 1205.6. Child Abuse Recognition and Reporting  
35 Training.--\* \* \*

36 (b) Definitions.--As used in this section, the following  
37 words and phrases shall have the meanings given to them in this  
38 subsection unless the context clearly indicates otherwise:

39 "Abuse." Conduct that falls under the purview and reporting  
40 requirements of 23 Pa.C.S. Ch. 63 (relating to child protective  
41 services) and is directed toward or against a child or student,  
42 regardless of the age of the child or student.

43 "Direct contact with children." The possibility of care,  
44 supervision, guidance or control of children or routine  
45 interaction with children.

46 "School entity." A public school, charter school, cyber  
47 charter school, private school, nonpublic school, intermediate  
48 unit or area [vocational-technical] career and technical school.

49 "Sexual misconduct." Any act, including, but not limited to,  
50 any verbal, nonverbal, written or electronic communication or  
51 physical activity, directed toward or with a child or student

1 that is designed to establish a romantic or sexual relationship  
2 with the child or student. Such acts include, but are not  
3 limited to:

- 4 (1) Sexual or romantic invitation.
- 5 (2) Dating or soliciting dates.
- 6 (3) Engaging in sexualized or romantic dialog.
- 7 (4) Making sexually suggestive comments.
- 8 (5) Self-disclosure or physical exposure of a sexual,  
9 romantic or erotic nature.

10 (6) Any sexual, indecent, romantic or erotic contact with  
11 the child or student.

12 Section 1207.1. Postbaccalaureate Certification.--\* \* \*

13 (d) (1) Notwithstanding any other provision of law, no  
14 person shall be granted an administrative certificate or a  
15 [vocational] career and technical director certificate by the  
16 Department of Education unless:

17 \* \* \*

18 Section 1217. Pennsylvania School Leadership Standards.--(a)  
19 Programs provided under section 1205.5(c) and (d) to prepare  
20 school or system leaders and for purposes of issuing  
21 administrator certificates or letters of eligibility and  
22 approved programs for the induction and continuing professional  
23 education of school or system leaders shall address:

24 \* \* \*

25 (2) The following corollary standards:

26 (i) Creating a culture of teaching and learning with an  
27 emphasis on learning, including teaching and learning in  
28 manufacturing and [vocational] career and technical fields.

29 \* \* \*

30 (c) For the purpose of this section, the term "school or  
31 system leader" shall mean an individual who serves on a  
32 certificate as a principal, vice principal, assistant principal,  
33 superintendent, assistant superintendent, intermediate unit  
34 executive director, assistant intermediate unit executive  
35 director or director of an area [vocational-technical] career  
36 and technical school.

37 Section 1317.2. Possession of Weapons Prohibited.--(a)  
38 Except as otherwise provided in this section, a school district  
39 or area [vocational-technical] career and technical school shall  
40 expel, for a period of not less than one year, any student who  
41 is determined to have brought onto or is in possession of a  
42 weapon on any school property, any school-sponsored activity or  
43 any public conveyance providing transportation to a school or  
44 school-sponsored activity.

45 (b) Every school district and area [vocational-technical]  
46 career and technical school shall develop a written policy  
47 regarding expulsions for possession of a weapon as required  
48 under this section. Expulsions shall be conducted pursuant to  
49 all applicable regulations.

50 (c) The superintendent of a school district or an  
51 administrative director of an area [vocational-technical] career

1 and technical school may recommend modifications of such  
2 expulsion requirements for a student on a case-by-case basis.  
3 The superintendent or other chief administrative officer of a  
4 school entity shall, in the case of an exceptional student, take  
5 all steps necessary to comply with the Individuals with  
6 Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400  
7 et seq.).

8 \* \* \*

9 (e) Nothing in this section shall be construed as limiting  
10 the authority or duty of a school or area [vocational-technical]  
11 career and technical school to make an alternative assignment or  
12 provide alternative educational services during the period of  
13 expulsion.

14 \* \* \*

15 (f) All school districts and area [vocational-technical]  
16 career and technical schools shall report all incidents  
17 involving possession of a weapon prohibited by this section as  
18 follows:

19 \* \* \*

20 Section 19. The definition of "educational entity" in  
21 section 1326 of the act, amended June 22, 2018 (P.L.241, No.39),  
22 is amended to read:

23 Section 1326. Definitions.--When used in this article, the  
24 following words and phrases shall have the following meanings:

25 \* \* \*

26 "Educational entity" shall mean a public school district,  
27 charter school, regional charter school, cyber charter school or  
28 area [vocational-technical] career and technical school.

29 \* \* \*

30 Section 20. Sections 1327(a), 1361(1) and 1381 of the act  
31 are amended to read:

32 Section 1327. Compulsory School Attendance.--(a) Except as  
33 hereinafter provided, every child of compulsory school age  
34 having a legal residence in this Commonwealth, as provided in  
35 this article, and every migratory child of compulsory school  
36 age, is required to attend a day school in which the subjects  
37 and activities prescribed by the standards of the State Board of  
38 Education are taught in the English language. In lieu of such  
39 school attendance, any child fifteen years of age with the  
40 approval of the district superintendent and the approval of the  
41 Secretary of Education, and any child sixteen years of age with  
42 the approval of the district superintendent of schools, may  
43 enroll as a day student in a private trade school or in a  
44 private business school licensed by the Department of Education,  
45 or in a trade or business school, or department operated by a  
46 local school district or districts. Such modified program  
47 offered in a public school must meet the standards prescribed by  
48 the State Board of Education or the State Board [for Vocational]  
49 of Career and Technical Education. Except as hereinafter  
50 provided, every parent, guardian, or other person having control  
51 or charge of any child or children of compulsory school age is

1 required to send such child or children to a day school in which  
2 the subjects and activities prescribed by the standards of the  
3 State Board of Education are taught in the English language.  
4 Such parent, guardian, or other person having control or charge  
5 of any child or children, fifteen or sixteen years of age, in  
6 accordance with the provisions of this act, may send such child  
7 or children to a private trade school or private business school  
8 licensed by the Department of Education, or to a trade or  
9 business school, or department operated by a local school  
10 district or districts. Such modified program offered in a public  
11 school must meet the standards prescribed by the State Board of  
12 Education or the State Board [for Vocational] of Career and  
13 Technical Education. Such child or children shall attend such  
14 school continuously through the entire term, during which the  
15 public schools in their respective districts shall be in  
16 session, or in cases of children of migrant laborers during the  
17 time the schools are in session in the districts in which such  
18 children are temporarily domiciled. The financial responsibility  
19 for the education of such children of migrant laborers shall  
20 remain with the school district in which such children of  
21 migrant laborers are temporarily domiciled; except in the case  
22 of special schools or classes conducted by an intermediate unit  
23 and approved by the Department of Education or conducted by the  
24 Department of Education. The certificate of any principal or  
25 teacher of a private school, or of any institution for the  
26 education of children, in which the subjects and activities  
27 prescribed by the standards of the State Board of Education are  
28 taught in the English language, setting forth that the work of  
29 said school is in compliance with the provisions of this act,  
30 shall be sufficient and satisfactory evidence thereof. Regular  
31 daily instruction in the English language, for the time herein  
32 required, by a properly qualified private tutor, shall be  
33 considered as complying with the provisions of this section. For  
34 the purposes of this section, "properly qualified private tutor"  
35 shall mean a person who is certified by the Commonwealth of  
36 Pennsylvania to teach in the public schools of Pennsylvania; who  
37 is teaching one or more children who are members of a single  
38 family; who provides the majority of the instruction to such  
39 child or children; and who is receiving a fee or other  
40 consideration for such instructional services. No person who  
41 would be disqualified from school employment by the provisions  
42 of subsection (e) of section 111 may be a private tutor, as  
43 provided for in this section. The private tutor must file a copy  
44 of his Pennsylvania certification and the required criminal  
45 history record with the student's district of residence  
46 superintendent.

47 \* \* \*

48 Section 1361. When Provided.--(1) The board of school  
49 directors in any school district may, out of the funds of the  
50 district, provide for the free transportation of any resident  
51 pupil to and from the kindergarten, elementary school, or

1 secondary school in which he is lawfully enrolled, provided that  
2 such school is not operated for profit and is located within the  
3 district boundaries or outside the district boundaries at a  
4 distance not exceeding ten miles by the nearest public highway,  
5 except that such ten-mile limit shall not apply to area  
6 [vocational technical] career and technical schools which  
7 regularly serve eligible district pupils or to special schools  
8 and classes approved by the Department of Education, and to and  
9 from any points within or without the Commonwealth in order to  
10 provide field trips for any purpose connected with the  
11 educational pursuits of the pupils. When provision is made by a  
12 board of school directors for the transportation of public  
13 school pupils to and from such schools or to and from any points  
14 within or without the Commonwealth in order to provide field  
15 trips as herein provided, the board of school directors shall  
16 also make identical provision for the free transportation of  
17 pupils who regularly attend nonpublic kindergarten, elementary  
18 and high schools not operated for profit to and from such  
19 schools or to and from any points within or without the  
20 Commonwealth in order to provide field trips as herein provided.  
21 Such transportation of pupils attending nonpublic schools shall  
22 be provided during regular school hours on such dates and  
23 periods that the nonpublic school not operated for profit is in  
24 regular session, according to the school calendar officially  
25 adopted by the directors of the same in accordance with  
26 provisions of law. The board of school directors shall provide  
27 such transportation whenever so required by any of the  
28 provisions of this act or of any other act of Assembly.

29 \* \* \*

30 Section 1381. Higher Education for Blind or Deaf Students.--  
31 The Department of [Public Instruction] Education is authorized  
32 to make provision for defraying the necessary expense of any  
33 students who are blind or deaf and are regularly enrolled  
34 students pursuing any course of study, profession, art, or  
35 science in any university, college, conservatory of music,  
36 normal, professional, or [vocational] career and technical  
37 school approved by the Department of [Public Instruction]  
38 Education, and who are residents of [the] this Commonwealth.  
39 Before any contract is entered into, the Department of [Public  
40 Instruction] Education shall make a careful investigation of all  
41 circumstances surrounding the case. If, after such  
42 investigation, it appears that any [blind or deaf] student who  
43 is deaf or blind who desires to attend any such school or  
44 institution, or who is attending such school or institution,  
45 seems to be fitted for special work, the Department of [Public  
46 Instruction] Education is authorized to expend the necessary  
47 amount, out of the general sum appropriated for this purpose,  
48 not to exceed five hundred dollars (\$500) per year for each such  
49 [blind or deaf] student who is deaf or blind.

50 Section 21. The definitions of "chief school administrator"  
51 and "school entity" in section 1301-A of the act are amended to

1 read:

2 Section 1301-A. Definitions.--As used in this article,  
3 "Chief school administrator" shall mean the superintendent of  
4 a public school district, superintendent of an area [vocational-  
5 technical] career and technical school, executive director of an  
6 intermediate unit or chief executive officer of a charter  
7 school.

8 \* \* \*

9 "School entity" shall mean any public school district,  
10 intermediate unit, area [vocational-technical] career and  
11 technical school or charter school.

12 \* \* \*

13 Section 22. The definition of "school entity" in section  
14 1301-C of the act, amended July 2, 2019 (P.L.406, No.67), is  
15 amended to read:

16 Section 1301-C. Definitions.

17 The following words and phrases when used in this article  
18 shall have the meanings given to them in this section unless the  
19 context clearly indicates otherwise:

20 \* \* \*

21 "School entity." A school district, intermediate unit, area  
22 [vocational-technical] career and technical school, charter  
23 school or private residential rehabilitative institution.

24 \* \* \*

25 Section 23. The definition of "school entity" in section  
26 1302-D of the act, added June 22, 2018 (P.L.327, No.44), is  
27 amended to read:

28 Section 1302-D. Definitions.

29 The following words and phrases when used in this article  
30 shall have the meanings given to them in this section unless the  
31 context clearly indicates otherwise:

32 \* \* \*

33 "School entity." A school district, charter school, cyber  
34 charter school, private school, nonpublic school, intermediate  
35 unit or area [vocational-technical] career and technical school  
36 operating within this Commonwealth.

37 Section 24. Sections 1414.1(d), 1414.2(j), 1414.3(e),  
38 1414.4(d), 1414.5(d), 1423(l), 1424(c) and 1505(e) of the act  
39 are amended to read:

40 Section 1414.1. Possession and Use of Asthma Inhalers and  
41 Epinephrine Auto-Injectors.--\* \* \*

42 (d) As used in this section, "school entity" means a school  
43 district, intermediate unit, charter school or area [vocational-  
44 technical] career and technical school.

45 \* \* \*

46 Section 1414.2. School Access to Emergency Epinephrine.--\* \*  
47 \*

48 (j) As used in this section, "school entity" means a school  
49 district, intermediate unit, charter school, cyber charter  
50 school, regional charter school or area [vocational-technical]  
51 career and technical school.

1 Section 1414.3. Education of School Employes in Diabetes  
2 Care and Management.--\* \* \*

3 (e) For purposes of this section, "school entity" means a  
4 school district, intermediate unit, area [vocational-technical]  
5 career and technical school, charter school or cyber charter  
6 school.

7 Section 1414.4. Diabetes Care in Schools.--\* \* \*

8 (d) For purposes of this section:

9 "School bus" means a school bus as defined in 75 Pa.C.S. §  
10 102 (relating to definitions).

11 "School entity" means a school district, intermediate unit,  
12 area [vocational-technical] career and technical school, charter  
13 school or cyber charter school.

14 "School vehicle" means a school vehicle as defined in 75  
15 Pa.C.S. § 102.

16 Section 1414.5. Possession and Use of Diabetes Medication  
17 and Monitoring Equipment.--\* \* \*

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

20 "School entity" means a school district, intermediate unit,  
21 area [vocational-technical] career and technical school, charter  
22 school or cyber charter school.

23 "Diabetes medication" means glucagon and insulin.

24 Section 1423. Automatic External Defibrillators.--\* \* \*

25 (l) As used in this section--

26 "Automatic external defibrillator" means a portable device  
27 that uses electric shock to restore a stable heart rhythm to an  
28 individual in cardiac arrest.

29 "Department" means the Department of Education of the  
30 Commonwealth.

31 "Nonpublic school" means a nonprofit school, other than a  
32 public school within this Commonwealth, wherein a resident of  
33 this Commonwealth may legally fulfill the compulsory school  
34 attendance requirements of this act and which meets the  
35 applicable requirements of Title VI of the Civil Rights Act of  
36 1964 (Public Law 88-352, 78 Stat. 241).

37 "School building" means a building owned by or under the  
38 control of a school entity or nonpublic school where classes are  
39 taught or extracurricular activities are conducted on a regular  
40 basis.

41 "School entity" means an area [vocational-technical] career  
42 and technical school, a charter school, a cyber charter school,  
43 an intermediate unit or a school district.

44 "Secretary" means the Secretary of Education of the  
45 Commonwealth.

46 Section 1424. Cardiopulmonary Resuscitation.--\* \* \*

47 (c) As used in this section, "school entity" means an area  
48 [vocational-technical] career and technical school, a charter  
49 school, a cyber charter school, an intermediate unit, a  
50 nonpublic school or a school district.

51 Section 1505. Secretary Declaration of Emergencies.--\* \* \*



1 (e) As used in this section, the following words and phrases  
2 shall have the meanings given to them in this subsection unless  
3 the context clearly indicates otherwise:

4 "Charter school entity" shall mean a charter school, regional  
5 charter school or cyber charter school.

6 "Department" shall mean the Department of Education of the  
7 Commonwealth.

8 "School entity" shall mean a school district, area  
9 [vocational-technical] career and technical school or  
10 intermediate unit.

11 Section 25. The definition of "public school entity" in  
12 section 1506(h) of the act, added July 2, 2019 (P.L.396, No.64),  
13 is amended to read:

14 Section 1506. Flexible Instructional Days.--\* \* \*

15 (h) As used in this section, the following words and phrases  
16 shall have the meanings given to them in this subsection:

17 \* \* \*

18 "Public school entity" shall mean any of the following:

19 (1) A school district.

20 (2) An intermediate unit.

21 (3) An area [vocational-technical] career and technical  
22 school.

23 (4) A charter school or regional charter school, as defined  
24 in section 1703-A.

25 \* \* \*

26 Section 26. Sections 1517(f), 1526(d) and 1527(c) of the act  
27 are amended to read:

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

29 (f) As used in this section, the following words and phrases  
30 shall have the meanings given to them in this subsection:

31 "Chief school administrator" shall mean the superintendent of  
32 a school district, superintendent of an area [vocational-  
33 technical] career and technical school, executive director of an  
34 intermediate unit or chief executive officer of a charter school  
35 or regional charter school.

36 "School entity" shall mean an area [vocational-technical]  
37 career and technical school, school district, intermediate unit,  
38 charter school or regional charter school.

39 "School security drill" shall mean a planned exercise, other  
40 than a fire drill or natural disaster drill, designed to  
41 practice procedures to respond to an emergency situation that  
42 may include, but is not limited to, an act of terrorism, armed  
43 intruder situation or other violent threat.

44 Section 1526. Youth Suicide Awareness and Prevention.--\* \* \*

45 (d) As used in this section, the following words and phrases  
46 shall have the meanings given to them in this subsection unless  
47 the context clearly indicates otherwise:

48 "Department." The Department of Education of the  
49 Commonwealth.

50 "Nonpublic school." A nonprofit school, other than a school  
51 entity, wherein a resident of this Commonwealth may legally

1 fulfill the compulsory school attendance requirements of this  
2 act and which meets the requirements of Title VI of the Civil  
3 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

4 "Professional educator." As defined in section 1205.2(o).

5 "School entity." A school district, joint school district,  
6 charter school, regional charter school, cyber charter school,  
7 intermediate unit or area [vocational-technical] career and  
8 technical school.

9 "Secretary." The Secretary of Education of the Commonwealth.

10 Section 1527. Child Exploitation Awareness Education.--\* \* \*

11 (c) As used in this section, the following words and phrases  
12 shall have the meanings given to them in this subsection unless  
13 the context clearly indicates otherwise:

14 "Department." The Department of Education of the  
15 Commonwealth.

16 "Nonpublic school." A nonprofit school, other than a school  
17 entity, wherein a resident of this Commonwealth may legally  
18 fulfill the compulsory school attendance requirements of this  
19 act and which meets the requirements of Title VI of the Civil  
20 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

21 "Professional educator." As defined in section 1205.2(o).

22 "School entity." A school district, joint school district,  
23 charter school, regional charter school, cyber charter school,  
24 intermediate unit or area [vocational-technical] career and  
25 technical school.

26 "Secretary." The Secretary of Education of the Commonwealth.

27 Section 27. The definition of "school entity" in section  
28 1528(f) of the act, added June 2, 2019 (P.L.31, No.7), is  
29 amended to read:

30 Section 1528. Cardiopulmonary Resuscitation Education.--\* \*  
31 \*

32 (f) As used in this section, the following words and phrases  
33 shall have the meanings given to them in this subsection unless  
34 the context clearly indicates otherwise:

35 \* \* \*

36 "School entity." A school district, joint school district,  
37 charter school, regional charter school, cyber charter school,  
38 intermediate unit or area [vocational-technical] career and  
39 technical school.

40 Section 28. Section 1549(e) of the act is amended to read:

41 Section 1549. Agricultural Education.--\* \* \*

42 (e) The following words and phrases when used in this  
43 section shall have the meanings given to them in this subsection  
44 unless the context clearly indicates otherwise:

45 "Department." The Department of Education of the  
46 Commonwealth.

47 "School entity." A public school district, intermediate unit  
48 or area [vocational-technical] career and technical school.

49 "Secretary." The Secretary of Education of the Commonwealth.

50 Section 29. Section 1549.1(f) (3) (v) and (p) of the act are  
51 amended and subsection (l) is amended by adding a paragraph to

1 read:

2 Section 1549.1. Commission for Agricultural Education  
3 Excellence.--\* \* \*

4 (f) The commission shall consist of the following members:  
5 \* \* \*

6 (3) The following members jointly appointed by the Secretary  
7 of Education and the Secretary of Agriculture from lists  
8 submitted by the President pro tempore of the Senate and the  
9 Speaker of the House of Representatives, in consultation with  
10 the Majority Leader and Minority Leader of the Senate and the  
11 Majority Leader and Minority Leader of the House of  
12 Representatives:  
13 \* \* \*

14 (v) Two teachers of [vocational] career and technical  
15 agriculture, one from a career and technical center and one from  
16 a school district.  
17 \* \* \*

18 Amend Bill, page 5, line 30, by striking out all of said line  
19 and inserting

20 (p) The following words and phrases when used in this  
21 section shall have the meanings given to them in this subsection  
22 unless the context clearly indicates otherwise:

23 "Commission." The Commission for Agricultural Education  
24 Excellence established under this section.

25 "Farmer." A person who engages in activities, practices and  
26 procedures to produce and prepare for market poultry, livestock  
27 and their products or who engages in the production and  
28 harvesting of agricultural, agronomic, horticultural,  
29 silvicultural and aquacultural crops and commodities and whose  
30 operation is conducted on not less than ten contiguous acres in  
31 area or, if less than ten contiguous acres in area, has an  
32 anticipated yearly gross income of at least ten thousand dollars  
33 (\$10,000).

34 "FFA." A career and technical student organization that  
35 encourages leadership, personal growth and career success  
36 through agricultural education.

37 "School entity." A public school district, intermediate unit  
38 or area [vocational-technical] career and technical school.

39 Section 30. Sections 1551(f), 1554(g) and 1503-A(a) and (c)  
40 (2) and (4) of the act are amended to read:

41 Section 1551. Economic Education and Personal Financial  
42 Literacy Programs.--\* \* \*

43 (f) The following words and phrases when used in this  
44 section shall have the meanings given to them in this  
45 subsection:

46 "Department." The Department of Education of the  
47 Commonwealth.

48 "Personal financial literacy." The integration of various  
49 factors relating to personal financial management, including

1 understanding financial institutions, using money, learning to  
2 manage personal assets and liabilities, creating budgets and any  
3 other factors that may assist an individual in this Commonwealth  
4 to be financially responsible.

5 "School entity." A public school district, charter school,  
6 cyber charter school, intermediate unit or area [vocational-  
7 technical] career and technical school.

8 "Secretary." The Secretary of Education of the Commonwealth.

9 Section 1554. Holocaust, Genocide and Human Rights  
10 Violations Instruction.--\* \* \*

11 (g) For purposes of this section, the term "school entity"  
12 shall mean a school district, charter school, regional charter  
13 school, cyber charter school, intermediate unit or area  
14 [vocational-technical] career and technical school.

15 Section 1503-A. Basic Education Grants.--(a) Grants shall  
16 be allocated to school districts and to area [vocational-  
17 technical] career and technical schools by the department from  
18 funds appropriated for this purpose. A nonpublic school, an  
19 intermediate unit or local library may participate in the grant  
20 process through a partnership with a school district.

21 \* \* \*

22 (c) \* \* \*

23 (2) School districts, charter schools, area [vocational-  
24 technical] career and technical schools and intermediate units  
25 are eligible to apply for grants as prescribed by the  
26 department. Maximum grant awards will be established by the  
27 department based on a formula that considers the market  
28 value/income aid ratio and average daily membership. The  
29 department may establish matching requirements for grant  
30 recipients.

31 \* \* \*

32 (4) An applicant may collaborate or form a partnership with  
33 one or more of the following: a political subdivision, a school  
34 district, an area [vocational-technical] career and technical  
35 school, an intermediate unit, a nonpublic school, a local  
36 library, an independent institution of higher education, a  
37 State-owned institution, a State-related institution, a  
38 community education council or any other entity approved by the  
39 Department of Education.

40 Section 31. The definition of "school entity" in section  
41 1501-C of the act is amended to read:

42 Section 1501-C. Definitions.

43 The following words and phrases when used in this article  
44 shall have the meanings given to them in this section unless the  
45 context clearly indicates otherwise:

46 \* \* \*

47 "School entity." Shall mean:

48 (1) For purposes of the Educational Support Services  
49 Program, any of the following located in this Commonwealth: a  
50 school district, intermediate unit, joint school district,  
51 area [vocational-technical] career and technical school,

1 charter school, independent school, licensed private academic  
2 school, accredited school, a school registered under section  
3 1327(b) [, the Scotland School for Veterans' Children] or the  
4 Scranton School for the Deaf.

5 (2) For purposes of the Educational Assistance Program  
6 established in section 1502-C, any of the following located  
7 in this Commonwealth: a school district, joint school  
8 district, area [vocational-technical] career and technical  
9 school or independent school.

10 Section 32. The definition of "school entity" in section  
11 1502-I of the act is amended to read:

12 Section 1502-I. 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 \* \* \*

17 "School entity." Any of the following:

18 (1) A school district.

19 (2) An intermediate unit.

20 (3) An area [vocational-technical] career and technical  
21 school.

22 (4) A charter school or regional charter school, as  
23 defined in section 1703-A.

24 \* \* \*

25 Section 33. Section 1605(c)(2) of the act is amended to  
26 read:

27 Section 1605. Courses of Study.--\* \* \*

28 (c) \* \* \*

29 (2) As used in this subsection, "public high school" shall  
30 mean a public school, including a school within a school  
31 district, a charter school, a cyber charter school, a regional  
32 charter school or an area [vocational-technical] career and  
33 technical school, that offers twelfth grade.

34 Section 34. The definition of "school entity" in section  
35 1605.1(d) of the act, added June 19, 2018 (P.L.227, No.35), is  
36 amended to read:

37 Section 1605.1. Assessment of Civic Knowledge.--\* \* \*

38 (d) As used in this section, the following words and phrases  
39 shall have the meanings given to them in this subsection unless  
40 the context clearly indicates otherwise:

41 \* \* \*

42 "School entity" shall mean a school district, area  
43 [vocational-technical] career and technical school, intermediate  
44 unit, charter school, cyber charter school or regional charter  
45 school.

46 \* \* \*

47 Section 35. Sections 1607(a) and 1614(a) of the act are  
48 amended to read:

49 Section 1607. Attendance in Other Districts.--(a) Except as  
50 set forth in subsection (b), pupils residing in a school  
51 district in which no public high school is maintained may

1 attend, during the entire term, at the expense of the school  
2 district of which they are residents, the nearest or most  
3 conveniently located high school of such class as they may  
4 desire to attend, unless the board of school directors of the  
5 district of residence shall have assigned the pupils to a high  
6 school and adequate transportation is provided thereto. Pupils  
7 who reside in a school district in which no public high school,  
8 other than a [vocational] career and technical high school is  
9 maintained, may attend, during the entire term, the nearest or  
10 most conveniently located academic high school. In any district  
11 which maintains a high school whose program of studies  
12 terminates before the end of the twelfth year, pupils who have  
13 satisfactorily completed the program of studies there available  
14 in other than [vocational] career and technical schools or  
15 departments, or have completed a program of studies equivalent  
16 to said program of studies in some other school or schools, may  
17 attend, at the expense of the school district in which they  
18 live, and for the purpose of pursuing academic studies of a  
19 higher grade, the nearest or most conveniently located high  
20 school of such type as they may desire to attend giving further  
21 high school work.

22 \* \* \*

23 Section 1614. Participation By Students With Disabilities in  
24 High School Graduation Ceremonies.--(a) For the 2005-2006  
25 school year and each school year thereafter, a board of school  
26 directors of a school district, an area [vocational-technical]  
27 career and technical school or a charter school shall allow a  
28 student with a disability, whose individualized education  
29 program as established pursuant to 22 Pa. Code § 14.131  
30 (relating to IEP) prescribes continued special education  
31 programs beyond the fourth year of high school, to participate  
32 in commencement ceremonies with the student's graduating class  
33 and receive a certificate of attendance, provided that the  
34 student has attended four years of high school regardless of  
35 whether the student has completed the individualized education  
36 program.

37 \* \* \*

38 Section 36. The definitions of "concurrent student" and  
39 "school entity" in section 1602-B of the act are amended to  
40 read:

41 Section 1602-B. Definitions.

42 The following words and phrases when used in this article  
43 shall have the meanings given to them in this section unless the  
44 context clearly indicates otherwise:

45 \* \* \*

46 "Concurrent student." A student who is enrolled in a school  
47 district, a charter school, an area [vocational-technical]  
48 career and technical school, a nonpublic school, a private  
49 school or a home education program under section 1327.1 and who  
50 takes a concurrent course through a concurrent enrollment  
51 program.

1 \* \* \*  
2 "School entity." A school district or an area [vocational-  
3 technical] career and technical school.

4 \* \* \*  
5 Section 37. Sections 1603-B(c)(1), 1614-B(b) and 1615-B(a)  
6 of the act are amended to read:  
7 Section 1603-B. Responsibilities of department and State Board  
8 of Education.

9 \* \* \*  
10 (c) Grants.--

11 (1) The department shall provide a grant to any school  
12 entity that has applied for grant funds under section 1611-  
13 B(c) and has approved a concurrent enrollment program as set  
14 forth in this article. The grant amount to each school entity  
15 shall be calculated for each concurrent course as follows:

16 (i) Determine the total approved cost for all  
17 concurrent students who are residents of the school  
18 district or enrolled in the area [vocational-technical]  
19 career and technical school.

20 (ii) Multiply the amount from subparagraph (i) by  
21 the sum of 0.425 and the market value/income aid ratio of  
22 the school entity, provided that where a concurrent  
23 student is enrolled in an area [vocational-technical]  
24 career and technical school, the market value/income aid  
25 ratio shall be the average of the market value/income aid  
26 ratios of the concurrent students' school districts of  
27 residence.

28 \* \* \*  
29 Section 1614-B. Enrollment in concurrent courses.

30 \* \* \*  
31 (b) Optional enrollment.--A student enrolled in a school  
32 district, charter school, area [vocational-technical] career and  
33 technical school, nonpublic school, private school or home  
34 education program who does not qualify under subsection (a) may  
35 enroll in concurrent courses that are part of a concurrent  
36 enrollment program approved by the student's school district of  
37 residence or the area [vocational-technical] career and  
38 technical school in which the student is enrolled by meeting  
39 alternate criteria agreed upon by the school entity and the  
40 eligible postsecondary institution at which the student seeks to  
41 enroll in concurrent courses, provided that the charter school,  
42 nonpublic school, private school or home education program  
43 awards secondary credit for a successfully completed concurrent  
44 course. The student shall be included in the number of students  
45 reported to the department under section 1611-B(b) and (c).

46 Section 1615-B. Credit for concurrent courses.

47 (a) Award.--A school district, charter school, area  
48 [vocational-technical] career and technical school, nonpublic  
49 school, private school or home education program shall award  
50 secondary credit for a successfully completed concurrent course,  
51 with success being determined by the eligible postsecondary

1 institution and set forth in the concurrent enrollment agreement  
2 under section 1613-B(b) (4).

3 \* \* \*

4 Section 38. The definition of "school entity" in section  
5 1602-C of the act is amended to read:  
6 Section 1602-C. Definitions.

7 The following words and phrases when used in this article  
8 shall have the meanings given to them in this section unless the  
9 context clearly indicates otherwise:

10 \* \* \*

11 "School entity." A school of a school district, joint school  
12 district, area [vocational-technical] career and technical  
13 school or charter school that provides interscholastic athletic  
14 opportunities for secondary school students.

15 \* \* \*

16 Section 39. Section 1707 of the act is amended to read:

17 Section 1707. Joint School Committee.--The boards of school  
18 directors, establishing any joint school or department, may  
19 supervise and direct its affairs, jointly, in the same manner as  
20 the affairs of individual school districts are managed; or they  
21 may agree that the affairs of such joint school or department  
22 may be managed by a joint school committee within the limits of  
23 the budget adopted by the joint board. Where such management is  
24 delegated to a joint school committee, every school board  
25 establishing joint schools or departments shall, at the annual  
26 meeting during the month of December, select one or more of its  
27 members who, with the members chosen in like manner in the other  
28 districts, shall constitute the joint school committee. Every  
29 such school board may also select at any annual or regular  
30 meeting one or more alternates from its members to serve in the  
31 event selected members are unable to attend a meeting of the  
32 joint school committee. The alternate, when directed by the  
33 president of the school board to attend a meeting of the joint  
34 school committee in the absence of the selected member, shall  
35 have all the powers and duties of a regular member of such  
36 committee. This committee shall have all the powers and duties  
37 and be subject to all the liabilities with reference to the  
38 supervision, maintenance and regulation of such joint schools or  
39 departments as are now conferred or imposed by law upon school  
40 boards generally. The affirmative vote of a majority of all the  
41 members of this committee, duly recorded, showing how each  
42 member voted, shall be required in order to take action upon  
43 those subjects enumerated in section five hundred eight of this  
44 act. Such votes may be recorded in a joint meeting or by mail  
45 ballot. Failure to comply with the provisions of this act shall  
46 render void and unenforceable the acts of the joint school  
47 committee with reference thereto. The joint board and the joint  
48 school committee, if authorized, shall organize annually during  
49 the month of December by electing a president, vice-president  
50 and secretary, who shall perform the duties imposed by this act  
51 on the president, vice-president and secretary of regular school



1 boards. The secretary so elected shall serve for a term of four  
2 years. The expenses of maintaining the joint school or  
3 department shall be paid by warrant drawn on the joint board  
4 treasurer by the president and secretary of the joint board or  
5 the joint school committee.

6 Whenever two or more boards of school directors, who are at  
7 the time members of a joint board operating a joint school or  
8 department, join with other boards of school directors in the  
9 formation of a joint school committee operating an area  
10 [vocational-technical] career and technical school or technical  
11 institute, the joint committee may be formed as may be agreed:  
12 Provided, That each joint school or department have at least one  
13 member on the joint school committee.

14 Section 40. The definition of "school entity" in section  
15 1703-A of the act is amended to read:

16 Section 1703-A. Definitions.--As used in this article,  
17 \* \* \*

18 "School entity" shall mean a school district, intermediate  
19 unit, joint school or area [vocational-technical] career and  
20 technical school.

21 \* \* \*

22 Section 41. The heading of Article XVIII of the act is  
23 amended to read:

24 ARTICLE XVIII.

25 [VOCATIONAL] CAREER AND TECHNICAL EDUCATION.

26 Section 42. Sections 1801, 1802, 1803, 1803.1 introductory  
27 paragraph and (1), 1804, 1805, 1806, 1807, 1808, 1809, 1810 and  
28 1811 of the act are amended to read:

29 Section 1801. Definitions.--The following words and phrases  
30 as used in this article shall, unless a different meaning is  
31 plainly required by the context, have the following meanings:

32 (1) "State Board [for Vocational] of Career and Technical  
33 Education" shall mean the State Board of Education, herein  
34 invested with powers to administer this article of this act  
35 under the designation of the State Board [for Vocational] of  
36 Career and Technical Education.

37 (2) "[Vocational] Career and technical education" shall mean  
38 any form of education of less than college grade, given in  
39 school or elsewhere, the purpose of which is to fit an  
40 individual to pursue effectively a recognized profitable  
41 employment, whether pursued for wages or otherwise.

42 (3) "[Vocational] Career and technical industrial education"  
43 shall mean those forms of [vocational] career and technical  
44 education that fit for industrial pursuits. It includes  
45 occupational training for [women and girls other than training  
46 for the vocation of homemaking] nontraditional employment. It  
47 includes also public and other service occupations.

48 (4) "[Vocational] Career and technical agricultural  
49 education" shall mean that form of [vocational] career and  
50 technical education which develops student potential for success  
51 in entering and advancing through careers in the food,

1 agriculture and natural resources sciences, such as production  
2 agriculture, animal science, agribusiness management and  
3 marketing, agricultural research, energy systems, agricultural  
4 mechanics and engineering, biotechnology, food science,  
5 processing and retailing, banking, agricultural education,  
6 forestry, horticulture, landscape contracting, nursery and  
7 floriculture production, retail garden center management,  
8 leadership and career development, management, economics and  
9 marketing, natural resource management, plant and soil science,  
10 power and systems technology, rural-urban interfacing and other  
11 related fields.

12 (5) "[Vocational] Career and technical marketing and  
13 distributive occupational education" shall mean those forms of  
14 [vocational] career and technical education [designed for those  
15 workers engaged in or preparing for employment as distributors  
16 to consumers, retailers, jobbers, wholesalers, and others of the  
17 products of farm and industry, including, also, managers  
18 operating or conducting a commercial service or personal service  
19 business, or selling the services of such a business.] which  
20 develops student potential for success in entering and advancing  
21 through careers in distribution, financing, marketing, storing  
22 and warehousing, pricing, product and service management and  
23 sales promotion and small business.

24 (6) "[Vocational homemaking] Career and technical family and  
25 consumer sciences education" shall mean that form [attitudes in  
26 the subject matter areas of home economics] of career and  
27 technical education which develops student potential for success  
28 in entering and advancing through careers involving parenting  
29 and child development, human development, nutrition, wellness  
30 and food science, along with hospitality and tourism,  
31 independent living, interpersonal relationships, home  
32 management, fashion marketing, resource management, consumer  
33 rights and financial literacy and career and family connections  
34 and useful programs that are designed to help individuals and  
35 families [improve home environment and the quality of family  
36 life] manage the multiple roles necessary to balance family,  
37 career and community responsibilities.

38 (7) "[Vocational] Career and technical industrial,  
39 [vocational] career and technical agricultural, [vocational]  
40 career and technical marketing and distributive occupational  
41 education, or [vocational homemaking] career and technical  
42 family and consumer sciences school or department," or  
43 "[vocational] career and technical school or department," shall  
44 mean a distinctive organization of courses, pupils, and teachers  
45 approved by the State Board [for Vocational] of Career and  
46 Technical Education, designed to give either [vocational] career  
47 and technical industrial, [vocational] career and technical  
48 agricultural, [vocational] career and technical marketing and  
49 distributive occupational, or [vocational homemaking] career and  
50 technical family and consumer sciences education, as herein  
51 defined.

1 (8) "[Vocational] Career and technical evening class" shall  
2 mean a class providing such instruction for persons sixteen  
3 years of age or over, who have left full-time school. These  
4 classes may be conducted in the evening, or at hours when  
5 workers are able to attend, and shall include instruction that  
6 will either increase the skill or knowledge of the worker in the  
7 occupation in which he is employed, or include instruction for  
8 those who are unemployed or about to become unemployed because  
9 of changing conditions in industry, and whose previous  
10 experience, as a background, prepares them for employment in  
11 related fields within a limited time.

12 (9) "[Vocational] Career and technical evening class" in  
13 [vocational homemaking] career and technical family and consumer  
14 sciences shall mean a class giving training as indicated in  
15 clause (6) for students during the evening.

16 (10) "[Vocational homemaking] Career and technical family  
17 and consumer sciences school or department" shall mean a  
18 [vocational] career and technical school or department designed  
19 to develop, on a [vocational] career and technical basis, the  
20 capacity for useful employment as indicated in clause (6).

21 (11) "Part-time schools or classes" shall mean those schools  
22 or classes which provide instruction in subjects given to  
23 enlarge the civic or [vocational] career and technical knowledge  
24 or skill of workers over fourteen years of age who have entered  
25 upon employment. Such schools must be so organized as to permit  
26 workers, who are qualified for admission, to spend part of their  
27 time during the day, week, month, or year in employment, and  
28 part of the time in school.

29 (12) "Part-time cooperative [vocational] career and  
30 technical education" refers to that form of [vocational] career  
31 and technical instruction that involves attendance on alternate,  
32 equal periods of school and work at the [vocation] career during  
33 the school year, given in accordance with an agreement by which  
34 the school and industry cooperate and coordinate in making  
35 available the combined educational and training facilities of  
36 both.

37 (13) "Practical" refers to manipulative or "practice-of-the-  
38 trade" aspects of a [vocation] career. It includes such work  
39 given in shops, laboratories, mines, drafting rooms, and other  
40 places, and is to distinguish such work from "academic" or  
41 ["nonvocational"] "noncareer and nontechnical" education.

42 (14) "Public service-school" refers to schools, departments,  
43 classes, and conferences for the in-service training of public  
44 and other service occupations, including [policemen, firemen]  
45 police officers, firefighters, finance officers, school board  
46 officials, and others.

47 (15) "[Vocational] Technical Education" shall mean a  
48 subject, or combination of subjects, of less than college grade  
49 designed to prepare an individual to enter or advance in an  
50 occupational field wherein success is largely dependent upon  
51 knowledge or techniques and applied sciences, the practice of

1 which involves aspects of planning, managing, controlling,  
2 processing or distributing products, sales and services.

3 (16) "[Vocational] Career and technical business [and office  
4 education], computer and information technology" shall mean a  
5 subject or combination of subjects of less than college grade  
6 designed to prepare an individual to enter or advance in an  
7 occupational field wherein success is largely dependent upon  
8 skill and knowledge necessary to obtain competency in  
9 [bookkeeping,] the areas of accounting and information  
10 technologies, clerical, data processing, [or stenographic]  
11 computer applications, programming and operating systems,  
12 including hardware and software applications, entrepreneurship,  
13 international business, business math, finance, management  
14 concepts, consumer economics, budgeting, investing and taxes,  
15 personal finance, electronic commerce, business and consumer law  
16 or business communications occupations, and similar business  
17 pursuits.

18 Section 1802. State Board [for Vocational] of Career and  
19 Technical Education; Executive Officer; Employees.--The  
20 [Superintendent of Public Instruction] Secretary of Education  
21 shall be the executive officer of the State Board [for  
22 Vocational] of Career and Technical Education for the  
23 administration of this act. Except as hereinafter otherwise  
24 provided, he, as executive officer, shall appoint, from time to  
25 time, with the approval of the State Board [for Vocational] of  
26 Career and Technical Education, such expert assistants, other  
27 than those already provided for by law, as may be necessary in  
28 [vocational] career and technical industrial, [vocational  
29 homemaking, vocational] career and technical family and consumer  
30 sciences, career and technical agricultural, [vocational] career  
31 and technical marketing and distributive occupational education  
32 or [vocational] career and technical business [and office  
33 occupational], computer and information technology education,  
34 and all clerical and other agents necessary in carrying out the  
35 provisions of this act.

36 Section 1803. Duties of State Board [for Vocational] of  
37 Career and Technical Education; Reports.--The State Board [for  
38 Vocational] of Career and Technical Education is hereby  
39 authorized and directed to investigate and to aid in the  
40 introduction of [vocational] career and technical industrial,  
41 [vocational] career and technical agricultural, [vocational  
42 homemaking, vocational] career and technical family and consumer  
43 science, career and technical marketing and distributive  
44 occupational education and [vocational] career and technical  
45 business [and office occupational], computer and information  
46 technology education; to assist in the establishment of schools  
47 and departments for said forms of education, and to inspect and  
48 approve such schools or departments as are hereinafter provided.  
49 The State Board [for Vocational] of Career and Technical  
50 Education shall make a report annually to the Governor and  
51 Legislature describing the condition and progress of

1 [vocational] career and technical industrial, [vocational]  
2 career and technical agricultural, [vocational homemaking,  
3 vocational] career and technical family and consumer science,  
4 career and technical marketing and distributive occupational  
5 education and [vocational] career and technical business [and  
6 office occupational], computer and information technology  
7 education during the year, and shall also make such  
8 recommendations as the board may deem advisable.

9 Section 1803.1. Duty of Secretary to Report Annually.--The  
10 Secretary of Education shall report annually, to the Standing  
11 Committees on Education of the Senate and House of  
12 Representatives, the following information for each area  
13 [vocational-technical] career and technical school:

14 (1) Number of approved [vocational] career and technical  
15 programs during the current and prior years.

16 \* \* \*

17 Section 1804. Schools or Classes; Supervisors; Principals;  
18 Instructors, etc.--In carrying out the provisions of this act,  
19 the State Board [for Vocational] of Career and Technical  
20 Education shall provide for [vocational] career and technical  
21 schools or classes, with the necessary staffs, in accordance  
22 with the State Plan for [Vocational] Career and Technical  
23 Education, approved by the [Federal Board for Vocational  
24 Education.

25 Principals, instructors and lecturers for the Public Service  
26 Institute shall be elected by the State Board for Vocational  
27 Education. They shall possess the qualifications established in  
28 the State Plan for Vocational Education approved by the Federal  
29 Board for Vocational Education.] United States Department of  
30 Education.

31 Section 1805. Instruction in Theory and Practice.--In order  
32 that instruction in theory and practice may go on together,  
33 [vocational] career and technical industrial, [vocational]  
34 career and technical agricultural, [vocational homemaking, and  
35 vocational] career and technical family and consumer science,  
36 and career and technical marketing and distributive occupational  
37 education schools or departments may offer instruction in day,  
38 part-time, and evening classes. Attendance upon such day,  
39 evening, or part-time classes shall be restricted to those over  
40 fourteen years of age.

41 Section 1806. Administration by School Districts.--Any  
42 school district may, through its board of school directors--

43 (1) Establish and maintain [vocational] career and technical  
44 industrial, [vocational] career and technical agricultural,  
45 [vocational homemaking, and vocational] career and technical  
46 family and consumer sciences, and career and technical marketing  
47 and distributive occupational education schools or departments.

48 (2) Receive any donation made to the school district for the  
49 conduct of any [vocational] career and technical school or  
50 department or [vocational] career and technical evening classes.  
51 The donation shall be administered by or under the direction of

1 the board of directors of the district to which it is made,  
2 subject to the approval of the [Superintendent of Public  
3 Instruction] Secretary of Education. The board of school  
4 directors in any district shall not be obliged to accept any  
5 such donation unless it seems proper so to do.

6 (3) Require a deposit fee of a sum not to exceed ten dollars  
7 (\$10) from each person enrolling in evening [vocational] career  
8 and technical schools or classes. Such deposit fee shall be  
9 returned at the close of each term of instruction to all persons  
10 so enrolled who have attended seventy-five per cent (75%) or  
11 more of the class sessions of the term and may be returned at  
12 any time because of death, sickness, or any other cause which  
13 the board may deem justifiable.

14 (4) Acquire land for the purpose of an agricultural school  
15 and equip and maintain the same in a proper manner, to be used  
16 in connection therewith.

17 Section 1807. Joint [Vocational] Career and Technical  
18 Schools or Departments.--Two or more districts may, as provided  
19 in article seventeen of this act, through a joint school  
20 committee, establish and maintain [vocational] career and  
21 technical industrial, [vocational] career and technical  
22 agricultural, [vocational] homemaking, or vocational] career and  
23 technical family and consumer sciences, or career and technical  
24 marketing and distributive occupational education schools or  
25 departments, to be known as joint [vocational] career and  
26 technical schools or departments.

27 Section 1808. Advisory Committees.--Local school boards and  
28 joint school committees administering approved [vocational]  
29 career and technical industrial, [vocational] career and  
30 technical agricultural, [vocational] homemaking, or vocational]  
31 career and technical family and consumer sciences or career and  
32 technical marketing and distributive occupational education  
33 schools or departments may, under a plan to be approved by the  
34 State Board [for Vocational] of Career and Technical Education,  
35 appoint an advisory committee composed of members representing  
36 local trades, industries, and occupations. It shall be the duty  
37 of such a committee to counsel with and advise the local or  
38 joint board of trustees, and other school officials, having the  
39 management and supervision of such schools.

40 Section 1809. Attendance in Other Districts and Other  
41 States; Pupils from Other States.--(a) Any resident of any  
42 school district which does not maintain an approved [vocational]  
43 career and technical industrial, [vocational] career and  
44 technical agricultural, [vocational] homemaking, or vocational]  
45 career and technical family and consumer sciences or career and  
46 technical marketing and distributive occupational education day,  
47 part-time, or evening class, school or department, offering the  
48 type of training which he desires, may make application to the  
49 board of school directors of any other district for admission to  
50 such school or department maintained by said board. If the board  
51 refuses him admission, he may apply to the State Board [for

1 Vocational] of Career and Technical Education for admission to  
2 such school or department. The State Board [for Vocational] of  
3 Career and Technical Education may approve or disapprove such  
4 application. In making such decision the State Board [for  
5 Vocational] of Career and Technical Education shall take into  
6 consideration the opportunities for free [vocational] career and  
7 technical training in the community in which the applicant  
8 resides, the financial status of the community, the age,  
9 preparation, aptitude, and previous record of the applicant, and  
10 all other relevant circumstances. The decision of the State  
11 Board [for Vocational] of Career and Technical Education shall  
12 be final.

13 (b) Where any child of school age in any school district  
14 resides by the nearest traveled road three miles or more from  
15 the nearest [vocational] career and technical high school in any  
16 district in this Commonwealth, such child, unless proper free  
17 transportation is furnished to a suitable school in this  
18 Commonwealth, may, on request of his parents or legal guardian,  
19 be assigned by the board of school directors to a more  
20 convenient school in another state: Provided, That the consent  
21 of the proper school officials in charge of such school in  
22 another state to such an arrangement is permitted by the laws of  
23 such state, and is agreed to by such officials.

24 (c) The school district in which the person resides, who has  
25 been admitted, as above provided, to an approved [vocational]  
26 career and technical industrial, [vocational] career and  
27 technical agricultural, [vocational homemaking, vocational]  
28 career and technical family and consumer sciences, career and  
29 technical high or [vocational] career and technical marketing  
30 and distributive occupational education school or department  
31 maintained by another school district, shall pay the high school  
32 charge provided for by this act. If any school district neglects  
33 or refuses to pay for such tuition, it shall be liable therefor,  
34 in an action of contract, to the school district or school  
35 districts maintaining the school which the pupil, with the  
36 approval of the board, attended.

37 (d) The board of school directors in any school district in  
38 this Commonwealth, situate adjacent to another state, may admit  
39 to the [vocational] career and technical high school in such  
40 district pupils resident in such other state, and may receive  
41 tuition for such pupils as in the case of pupils admitted from  
42 other districts in this Commonwealth.

43 Section 1810. Approved Local or Joint [Vocational] Career  
44 and Technical Schools; State Reimbursement.--[Vocational] Career  
45 and technical industrial, [vocational] career and technical  
46 agricultural, [vocational homemaking, and vocational] career and  
47 technical family and consumer sciences, and career and technical  
48 marketing and distributive occupational education schools or  
49 departments shall, so long as they are approved by the State  
50 Board [for Vocational] of Career and Technical Education as to  
51 organization, control, location, equipment, courses of study,

1 qualifications of teachers, methods of instruction, conditions  
2 of admission, employment of pupils, and expenditures of money,  
3 constitute approved local or joint [vocational] career and  
4 technical schools. School districts maintaining such approved  
5 local or joint [vocational] career and technical schools or  
6 departments shall receive reimbursement from the Commonwealth,  
7 as provided for in this act, and shall make such certificates to  
8 the [Superintendent of Public Instruction] Secretary of  
9 Education as are required by article twenty-five of this act.

10 Section 1811. Estimate of Expenses and Reimbursements;  
11 Appropriations.--On or before the first Wednesday of January of  
12 any year in which the regular session of the Legislature is  
13 held, the State Board [for Vocational] of Career and Technical  
14 Education shall present to the Legislature an estimate of the  
15 amount of money necessary to meet the expenditures to be  
16 incurred in the administration of this act for the fiscal year  
17 beginning with the first day of the ensuing June, 1961, and  
18 beginning with the first day of July of each year thereafter;  
19 and the amount necessary to meet the claims of school districts  
20 and unions of school districts maintaining approved [vocational]  
21 career and technical schools or departments, under the  
22 provisions of this act for the school year beginning with the  
23 first day of the preceding July. On the basis of such statement,  
24 the Legislature shall make an appropriation of such amounts as  
25 may be necessary to meet the expense of carrying this act into  
26 effect, and of reimbursing such school districts and unions of  
27 school districts for such school year as herein provided.

28 Section 43. The headings of Subarticles B and C of Article  
29 XVIII are amended to read:

30 (b) [Vocational] Career and Technical School Districts.

31 (c) Area [Vocational-Technical] Career and Technical  
32 Schools and Technical Institutes.

33 Section 44. Sections 1840.1, 1841 and 1842 of the act are  
34 amended to read:

35 Section 1840.1. Definitions.--When used in Article XVIII of  
36 this act, the following words and phrases shall have the  
37 following meanings unless otherwise required by the context:

38 "School." The word "school" shall mean an area [vocational-  
39 technical] career and technical school.

40 "Institute." The word "institute" shall mean technical  
41 institute.

42 "Attendance area." An "attendance area" shall mean a  
43 geographical area of school districts and pupils to be served by  
44 an area [vocational-technical] career and technical school or  
45 institute which has been approved by the State Board [for  
46 Vocational] of Career and Technical Education.

47 "Area [vocational-technical] career and technical board." An  
48 "area [vocational-technical] career and technical board" shall  
49 mean the boards of school directors of all of the participating  
50 districts acting jointly.

51 Section 1841. Area [Vocational-Technical] Career and



1 Technical Schools and Technical Institutes Authorized.--An area  
2 [vocational-technical] career and technical board may establish,  
3 maintain, conduct and operate schools, departments or classes to  
4 prepare for [vocational] career and technical industrial,  
5 [vocational] career and technical agricultural, [vocational  
6 homemaking, business and vocational] career and technical family  
7 and consumer sciences, business, computer and information  
8 technology and career and technical marketing and distributive  
9 occupations, technical occupations, such as aides and  
10 assistants, in physical, biological, space and other sciences,  
11 mathematics, engineering, construction and design, computer  
12 programming and maintenance, and health occupations and for any  
13 other occupations requiring [vocational] career or technical  
14 training and education, to be known as "area [vocational-  
15 technical] career and technical schools," for the education of  
16 pupils, out-of-school youth and adults residing in the  
17 attendance area.

18 An area [vocational-technical] career and technical board or  
19 several area [vocational-technical] career and technical boards  
20 jointly may provide for, establish, maintain, conduct and  
21 operate schools, departments, or classes to be known as  
22 "technical institute" to educate, train and offer post high  
23 school programs and courses of not more than two years'  
24 duration, which will prepare out-of-school youth and adults for  
25 competency in sub-professional, technical, health service,  
26 business, commercial, merchandising and skilled occupations and  
27 for any other occupations for which technical training is  
28 helpful to an employer and increases students' qualifications  
29 for employment. Technical institute programs and courses shall  
30 be coordinated with those offered in area [vocational-technical]  
31 career and technical schools to [insure] ensure progressive  
32 advancement of students. Such institutes shall be organized in  
33 accordance with proposals of area [vocational-technical] career  
34 and technical boards of school directors, which are approved by  
35 the State Board [for Vocational] of Career and Technical  
36 Education. All technical institutes shall be established,  
37 operated and in all respects conform to standards prepared by  
38 the Department of Education and adopted by the State Board [for  
39 Vocational] of Career and Technical Education. Area [vocational-  
40 technical] career and technical schools, as approved by the  
41 State Board [for Vocational] of Career and Technical Education,  
42 may be organized as [vocational-technical] career and technical  
43 service centers in which pupils may enroll full-time or in which  
44 pupils enrolled in academic high schools may elect to attend  
45 part-time. Technical institutes approved by the State Board [for  
46 Vocational] of Career and Technical Education may enroll out-of-  
47 school youth and adults full-time or part-time as the students  
48 may elect.

49 Area [vocational-technical] career and technical school and  
50 technical institute attendance areas and standards for courses  
51 and equipment shall be in conformity with standards prepared by

1 the Department of Education and approved by the State Board [for  
2 Vocational] of Career and Technical Education.

3 Amend Bill, page 6, line 2, by inserting a bracket before  
4 "VOCATIONAL-TECHNICAL"

5 Amend Bill, page 6, line 2, by inserting after "VOCATIONAL-  
6 TECHNICAL"

7 ] career and technical

8 Amend Bill, page 6, line 2, by inserting a bracket before  
9 "VOCATIONAL-TECHNICAL" where it occurs the second time

10 Amend Bill, page 6, line 3, by inserting after "VOCATIONAL-  
11 TECHNICAL" where it occurs the second time

12 ] career and technical

13 Amend Bill, page 6, line 8, by inserting a bracket before  
14 "VOCATIONAL-TECHNICAL"

15 Amend Bill, page 6, line 8, by inserting after "VOCATIONAL-  
16 TECHNICAL"

17 ] career and technical

18 Amend Bill, page 6, line 15, by striking out "VOCATIONAL-  
19 TECHNICAL" and inserting

20 career and technical

21 Amend Bill, page 6, line 17, by striking out "VOCATIONAL-  
22 TECHNICAL" and inserting

23 career and technical

24 Amend Bill, page 7, line 2, by striking out "VOCATIONAL-  
25 TECHNICAL" and inserting

26 career and technical

27 Amend Bill, page 7, line 5, by striking out "VOCATIONAL-  
28 TECHNICAL" and inserting

29 career and technical

30 Amend Bill, page 7, line 6, by striking out "VOCATIONAL-

1 TECHNICAL" and inserting

2 career and technical

3 Amend Bill, page 7, line 11, by striking out "VOCATIONAL-

4 TECHNICAL" and inserting

5 career and technical

6 Amend Bill, page 7, line 12, by striking out "VOCATIONAL-

7 TECHNICAL" and inserting

8 career and technical

9 Amend Bill, page 7, line 14, by striking out "2.2" and

10 inserting

11 45

12 Amend Bill, page 9, lines 11 through 14, by striking out all

13 of said lines and inserting

14 Section 46. Sections 1844, 1845, 1847, 1849, 1850.1, 1850.2,  
15 1850.3, 1850.4, 1851, 1852, 1853 and 1855 of the act are amended  
16 to read:

17 Section 1844. Establishment of Schools and Institutes.--(a)  
18 The intermediate unit board of directors of each intermediate  
19 unit shall call a convention of school directors of all school  
20 districts in the intermediate unit to meet separately by  
21 attendance areas, to discuss the establishment of an area  
22 [vocational-technical] career and technical school or technical  
23 institute, as the case may be and to call upon each district to  
24 vote for or against participation in the establishment of a  
25 school or institute.

26 In addition to the method of establishing area [vocational-  
27 technical] career and technical schools and technical institutes  
28 as provided above, the intermediate unit board of directors may,  
29 at any meeting call for an election by the school directors of  
30 the districts within an attendance area to determine if an area  
31 [vocational-technical] career and technical school or technical  
32 institute shall be established. The intermediate unit board of  
33 directors shall notify, by certified mail, each school district  
34 within an attendance area of its action. At a regular or special  
35 meeting of each school board within an attendance area and  
36 within sixty days of the receipt of notification, an election  
37 shall be held to determine if the district desires to  
38 participate in the establishment of an area [vocational-  
39 technical] career and technical school or technical institute.  
40 The results of this election and the number of votes cast each  
41 way shall be certified to the intermediate unit board of  
42 directors.

1 The intermediate unit board of directors shall certify the  
2 vote conducted in convention or by mail ballot to the Department  
3 of Education and if sufficient school districts vote in the  
4 affirmative, the intermediate unit board of directors shall  
5 proceed to act as the agency to initiate the final procedures  
6 necessary to organize and establish an area [vocational-  
7 technical] career and technical school or technical institute in  
8 the attendance area. School districts indicating unwillingness  
9 to participate in the establishment of an area [vocational-  
10 technical] career and technical school or technical institute  
11 may become participating districts at a later date according to  
12 terms and conditions defined by the then participating  
13 districts.

14 In the event the intermediate unit board of directors fails  
15 to call for an election and one or more districts within an  
16 attendance area desire an election, they may request the  
17 Department of Education to conduct such election in the same  
18 manner prescribed for the intermediate unit board of directors.

19 (c) In cases where a second or third class school district  
20 maintains an approved [vocational] career and technical program,  
21 individually or jointly, such district or districts,  
22 individually or jointly, may (1) make the program part of the  
23 area [vocational-technical] career and technical school, or (2)  
24 continue to operate the program independently either as a  
25 participating or non-participating district.

26 (d) Boards of Public Education of districts of the first  
27 class A and first class may establish area [vocational-  
28 technical] career and technical schools and technical institutes  
29 by the majority vote of the members of such boards, provided  
30 such action is approved by the State Board [for Vocational] of  
31 Career and Technical Education.

32 Section 1845. Cost of Establishment, Etc., Ownership of  
33 Property.--All expenses in connection with the establishment of  
34 area [vocational-technical] career and technical schools or  
35 technical institutes and additions and improvements thereof  
36 shall be borne by the school districts participating therein in  
37 the proportions agreed on by the respective districts. Any  
38 school district not participating in the original establishment  
39 of an area [vocational-technical] career and technical school or  
40 technical institute, which later elects to become a participant,  
41 shall contribute to the cost of the school an amount agreed on  
42 with the then participating districts, and shall make such  
43 further annual payments on account of obligations to the State  
44 Public School Building Authority or rentals under leases with  
45 municipality authorities as shall be agreed on. All property of  
46 each area [vocational-technical] career and technical school or  
47 technical institute shall be owned jointly by the several school  
48 districts participating in the establishment, maintenance and  
49 operation thereof, in the proportion the contribution of each to  
50 the cost of acquisition, construction and improvement bears to  
51 the total cost.

1 Section 1847. Attendance of Pupils from Nonparticipating  
2 Districts.--On obtaining the consent of the area [vocational-  
3 technical] career and technical board operating an area  
4 [vocational-technical] career and technical school or technical  
5 institute, and with or without the consent of the board of  
6 school directors of the district in which the pupil resides, any  
7 pupil residing in a nonparticipating district may attend the  
8 area [vocational-technical] career and technical school or  
9 technical institute. The school district in which the pupil  
10 resides shall be charged, for each pupil attending the area  
11 [vocational-technical] career and technical school or technical  
12 institute, an amount equal to the total approved budget for  
13 current expenses, debt service and capital outlay divided by the  
14 number of pupils enrolled in the school.

15 Section 1849. Petitions for Change of Plan.--Future  
16 development of area [vocational technical] career and technical  
17 schools shall, after approval of the State plan, conform to the  
18 plan, and the school directors of a specified attendance area,  
19 having reason to question the practicability of the State plan  
20 for the specific attendance area or desiring to change the  
21 specified area, may present the case to a committee of the State  
22 Board [for Vocational] of Career and Technical Education with  
23 petition for change. The decision of the State board thereon  
24 shall be final.

25 Section 1850.1. Organization and Operation of Schools and  
26 Institutes.--(a) Schools and institutes shall be the  
27 responsibility of the participating boards of school directors  
28 of an approved attendance area. Such boards of school directors  
29 shall have authority to enter into a written agreement by and  
30 among themselves establishing such school or institute setting  
31 forth, inter alia, the rights and obligations of the  
32 participating districts. No change shall be made in such  
33 agreement without the consent of each participating school  
34 district first obtained, by the affirmative vote of a majority  
35 of the school directors thereof. The several participating  
36 boards of school directors shall collectively be known as the  
37 area [vocational-technical] career and technical board.

38 (b) The area [vocational-technical] career and technical  
39 board shall have authority and its duty shall be:

40 (1) To provide, as the participating districts may agree,  
41 for the assumption by the area [vocational-technical] career and  
42 technical board of obligations including, but not limited to,  
43 operating expenses, architect's fees, engineering costs,  
44 professional salaries, expenses of acquiring and maintaining  
45 sites for schools and institutes, incurred by any county board  
46 of school directors or county boards of school directors on  
47 behalf of such participating districts pursuant to prior  
48 agreements;

49 (2) To formulate and adopt policies relating to the  
50 organization, establishment and operation of the school or  
51 institute;

1 (3) To provide for the administration and operation of the  
2 school or institute;

3 (4) To adopt the budgets for operation of the school or  
4 institute as prepared in the same manner provided for in section  
5 687 of this act;

6 (5) To designate a superintendent of the school or  
7 institute, provided, that [when a county board or boards is  
8 selected as the operating agent as hereinafter provided, a  
9 county superintendent of schools shall be designated as the  
10 superintendent of the school or institute, and that] when the  
11 several boards or a committee thereof operate the school or  
12 institute as hereinafter provided, a chief school administrator  
13 of a participating school district [or a county superintendent]  
14 shall be designated as superintendent of the school or  
15 institute;

16 (6) To exercise all the powers, perform the duties, and be  
17 subject to all liabilities with reference to the operation of  
18 schools and/or institutes as are now or hereafter shall be  
19 conferred or imposed by law;

20 (7) To make from time to time surveys to determine the  
21 current [vocational] career and technical needs of the  
22 participating school districts;

23 (8) To make and establish, and from time to time alter and  
24 amend, rules and regulations for the transaction of its business  
25 and for the administration of the work under its charge;

26 (9) To employ temporary professional and professional  
27 employes, supervisors and teachers, and to employ all other  
28 persons necessary to carry on [vocational-technical] career and  
29 technical education and technical institutes, and to determine  
30 the salaries to be paid. All temporary professional and  
31 professional employes so employed shall have the same rights of  
32 tenure, minimum salaries and increments, leaves of absence  
33 because of illness or physical disability, leaves of absence  
34 because of death in the immediate family or death of a near  
35 relative, sabbatical leaves, military leaves, exchange teacher  
36 leaves, and membership in the Public School Employees' Retirement  
37 System as temporary professional and professional employes of  
38 school districts. No professional employe who has attained  
39 tenure status as an employe of any area [vocational-technical]  
40 career and technical board shall, thereafter, be required to  
41 serve as a temporary professional employe before being tendered  
42 such a contract when employed by any other part of the public  
43 school system of the Commonwealth;

44 (10) To purchase, lease, rent, improve and sell land, and to  
45 build, repair, improve, lease, rent, buy and sell buildings;

46 (11) To acquire real property by purchase, gift or  
47 condemnation, for the purposes of area [vocational-technical]  
48 career and technical schools and technical institutes. Such  
49 condemnation proceedings shall be instituted and conducted by  
50 the board in the name of the participating school districts in  
51 the same manner and with like authority as provided by law in

1 the case of school districts. The title to any real estate,  
2 acquired for the purpose of establishing any such area  
3 [vocational-technical] career and technical school or institute  
4 shall be held in the name of one or more of the school districts  
5 establishing the same, as they may agree;

6 (12) To purchase, lease, rent or otherwise acquire all  
7 necessary furniture, implements, books, materials, equipment and  
8 supplies;

9 (13) When authorized by the participating school districts  
10 in the attendance area, to provide for free mandated  
11 transportation of district pupils to and from the area  
12 [vocational-technical] career and technical school in which they  
13 have been accepted, and to apply and receive on behalf of the  
14 school districts in the attendance area reimbursements on  
15 account of such transportation provided;

16 (14) To make contracts with counties, cities, boroughs,  
17 towns, townships, school districts, other political  
18 subdivisions, community colleges, public and private agencies,  
19 quasi-public agencies, nonprofit corporations, the Federal  
20 Government and its agencies and instrumentalities,  
21 municipalities and other public authorities, or other persons  
22 for carrying out the purposes of this subdivision of this  
23 article;

24 (15) To make an annual report, in writing, to the Department  
25 of [Public Instruction] Education, and such other reports as the  
26 department may require;

27 (16) To adopt criteria for admitting students to area  
28 [vocational-technical] career and technical schools and  
29 technical institutes;

30 (17) To receive Federal, State, school district and other  
31 public and private funds and to expend such funds to establish,  
32 operate, improve and expand area [vocational-technical] career  
33 and technical schools and technical institutes;

34 (18) When authorized by the participating school districts,  
35 and on behalf of such districts, to enter into agreement with  
36 the State Public School Building Authority, municipal  
37 authorities, political subdivisions, municipal corporations,  
38 public and private agencies, quasi-public agencies, authorities,  
39 nonprofit corporations and the Federal Government and its agents  
40 and instrumentalities to buy land, build, alter, lease, equip  
41 and operate facilities for public [vocational-technical] career  
42 and technical education and technical institutes;

43 (19) To prepare and submit to the Department of [Public  
44 Instruction] Education on or before July 1 of each year, for  
45 approval, a budget of proposed expenditures for area  
46 [vocational-technical] career and technical schools and  
47 technical institutes for the ensuing year;

48 (20) To accept pupils in area [vocational-technical] career  
49 and technical schools and technical institutes from districts  
50 not participating in their establishment and maintenance and to  
51 establish tuition charges therefor;

1 (21) To assign pupils residing within school districts  
2 participating in an area [vocational-technical] career and  
3 technical school and/or technical institutes to [vocational]  
4 career and technical schools or departments maintained by other  
5 area [vocational-technical] career and technical boards and  
6 school districts with the approval of the area [vocational-  
7 technical] career and technical boards and the district boards  
8 maintaining such schools or departments, and to pay tuition for  
9 pupils permitted to attend such area [vocational-technical]  
10 career and technical schools, technical institutes and  
11 [vocational] career and technical schools or departments;

12 (22) To locate area [vocational-technical] career and  
13 technical schools and technical institutes;

14 (23) To collect tuition and fees;

15 (24) To do all things necessary to carry into effect the  
16 purposes of this act;

17 (25) Whenever such schools and technical institutes are  
18 authorized, to prepare an estimate of the total cost of and  
19 expenditures to be made on account of each area [vocational-  
20 technical] career and technical school and technical institute  
21 for the following year, such estimate shall be filed with the  
22 Department of [Public Instruction] Education no later than July  
23 1 of each year for the approval of the department;

24 (26) When authorized by the participating school districts,  
25 to establish capital reserve funds under the provisions of  
26 section 1850.4 for the purposes of purchasing equipment and  
27 maintaining facilities;

28 (c) All actions of an area [vocational-technical] career and  
29 technical board shall be by a majority vote of the members of  
30 the board either in convention or by mail ballot, whichever  
31 procedure the board shall select: Provided, That the approval of  
32 each operating budget shall require an affirmative vote of two-  
33 thirds of the participating school districts and a majority vote  
34 of all the school directors of all participating districts; and  
35 provided further, for purposes of this requirement only, the  
36 vote of any participating school district shall be determined by  
37 a majority vote of all school directors comprising such  
38 participating boards. All votes shall be duly recorded and shall  
39 show how each member voted;

40 (d) An area [vocational-technical] career and technical  
41 board shall have power to delegate the operation, administration  
42 and management of the school or institute [(1) to one or more  
43 county boards of school directors acting as agent for the area  
44 vocational-technical board; or (2)] to a joint committee elected  
45 from among the several participating boards of school directors.

46 Section 1850.2. Operation by Intermediate Unit Board of  
47 Directors Acting as an Operating Agent.--When an intermediate  
48 unit board of directors is designated as agent to operate,  
49 administer and manage a school and/or institute, such agent  
50 shall discharge its duties and responsibilities in accordance  
51 with the provisions of a written agreement entered into by the



1 area [vocational-technical] career and technical board and the  
2 intermediate unit board of directors. The agreement shall give  
3 the agent the power and authority to operate, administer and  
4 manage a school and/or institute given by law to an area  
5 [vocational-technical] career and technical board and shall  
6 provide that the agent shall conduct the affairs of the school  
7 and/or institute within the limits of the budget adopted by the  
8 area [vocational-technical] career and technical board. In no  
9 event shall the powers granted an area [vocational-technical]  
10 career and technical board by clauses (1), (4), (11), (17),  
11 (19), (22) and (25) of section 1850.1 (b) be delegated hereunder  
12 nor shall the powers granted an area [vocational-technical]  
13 career and technical board by clauses (9), (10), (12) and (14)  
14 of section 1850.1 (b) be delegated hereunder, except to the  
15 extent that the subject items are fully provided for within the  
16 current budget.

17 These same provisions shall apply when a joint committee is  
18 designated to operate and manage a school and/or institute.

19 Section 1850.3. Operation by a Joint Committee.--(a) When a  
20 joint committee is selected to operate a school and/or  
21 institute, it shall be known as the area [vocational-technical]  
22 career and technical school committee.

23 (b) The membership on such joint committee shall be  
24 determined by agreement among the boards of participating school  
25 districts, provided always that each participating school  
26 district shall have at least one member thereon.

27 (c) Each participating board of school directors shall elect  
28 one or more of its members, as the case may be, to serve on the  
29 area [vocational-technical] career and technical committee. The  
30 committee members, so elected, shall serve for a three-year  
31 term, commencing the day of their election in the month of  
32 December: Provided, however, That in the first election, the  
33 terms of office of one-third of the members shall expire at the  
34 end of the first year, the terms of office of one-third of the  
35 members shall expire at the end of two years, and the terms of  
36 office of the remaining one-third shall expire at the end of the  
37 third year. The length of the terms of office of the initial  
38 members shall be determined by the casting of lots.

39 (d) Each year, during the month of December, the joint  
40 committee shall choose from its members a chairman and vice-  
41 chairman, each to serve for one year; and shall, annually,  
42 during the month of May, elect a treasurer to serve for one  
43 year, beginning the first Monday in July following such  
44 election; and shall, during the month of May, once every four  
45 years, elect a secretary, who may or may not be a member of the  
46 area [vocational-technical] career and technical board, to serve  
47 for a term of four years, beginning the first Monday of July  
48 following such election. The joint committee shall elect interim  
49 officers to serve until the first regular December and May  
50 election meetings.

51 Section 1850.4. Capital Reserve Fund for Approved Purchases

1 of Equipment and Facility Maintenance.--(a) Any area  
2 [vocational-technical] career and technical board shall have the  
3 power to create a special fund which may be designated as a  
4 capital reserve fund and to accumulate therein moneys to be  
5 expended, in accordance with the provisions of this section,  
6 during a period not to exceed five years from the date when the  
7 first payment was made into the fund, for the purpose of  
8 purchasing equipment or maintaining facilities.

9 (b) The capital reserve fund herein provided for shall  
10 consist of funds transferred during any fiscal year from  
11 appropriations made for this particular purpose and of  
12 unencumbered funds remaining from the current and/or prior  
13 years' general fund.

14 (c) The moneys in the capital reserve fund shall be kept  
15 separate and apart from any other fund by the treasurer of the  
16 area [vocational-technical] career and technical board, and the  
17 moneys in the fund may be invested by the operating agent in  
18 securities legal for the investment of sinking fund moneys of  
19 the school district. The interest earnings on investments shall  
20 be paid into the capital reserve fund. The area [vocational-  
21 technical] career and technical school shall annually show in  
22 its financial report the amount of moneys in the capital reserve  
23 fund which shall at all times be properly identified as to  
24 purpose.

25 (d) The moneys in any such capital reserve fund may be  
26 expended only upon approval of a majority of the members of the  
27 operating agent only during the period of time for which the  
28 fund was created and only for equipment purchases or facilities  
29 maintenance projects and for no other purpose.

30 Section 1851. Establishment and Operation by the Department  
31 of [Public Instruction] Education.--Where, in the judgment of  
32 the [State Superintendent of Public Instruction] Secretary of  
33 Education, the provisions of this act relating to the proper  
34 [vocational] career and technical education and training of  
35 children and adults have not been complied with or the  
36 [vocational] career and technical education needs of children  
37 and adults are not being adequately served, the Department of  
38 [Public Instruction] Education is hereby authorized to provide,  
39 including the payment of rental when necessary, establish,  
40 maintain, administer, supervise and operate [vocational] career  
41 and technical, [vocational] career and technical industrial,  
42 [vocational] career and technical agricultural, [vocational  
43 homemaking, vocational] career and technical family and consumer  
44 sciences, career and technical marketing and distributive[,]  
45 occupational education, post high school [vocational] career and  
46 technical education or less than college level, schools,  
47 departments or classes for the proper [vocational] career and  
48 technical education and training of children and adults.  
49 Eligibility for enrollment in such classes shall be determined  
50 according to standards and regulations promulgated by the State  
51 Board [for Vocational] of Career and Technical Education.

1 Section 1852. Payment of Shares.--Any school district of the  
2 first, first A, second, third or fourth class establishing or  
3 participating in the establishment of an area [vocational-  
4 technical] career and technical school or a technical institute,  
5 individually, or jointly, with two or more districts, shall have  
6 the same power and authority to levy taxes to pay or to pay its  
7 share of buildings, grounds, equipment, operating expenses and  
8 other necessary expenses to establish, maintain and operate such  
9 school or institute as it has to levy taxes, to purchase land,  
10 construct and equip buildings, and operate elementary schools  
11 and any additional schools and departments as defined in section  
12 502 of this act.

13 Section 1853. Contracts to Lease.--An area [vocational-  
14 technical] career and technical board authorized to establish  
15 and operate an area [vocational-technical] career and technical  
16 school or technical institute may enter into contracts with the  
17 State Public School Building Authority, [the General State  
18 Authority,] municipal authorities, nonprofit corporations,  
19 municipal corporations, political subdivisions, public and  
20 quasi-public and private agencies, Federal Government and its  
21 agencies and instrumentalities to lease lands and buildings for  
22 the purpose of operating an area [vocational-technical] career  
23 and technical school or technical institute.

24 Section 1855. Career and Technical Education Equipment  
25 Grants.--(a) For the 2000-2001 fiscal year and the 2001-2002  
26 fiscal year, the Department of Education shall establish a grant  
27 program to assist area [vocational-technical] career and  
28 technical schools, school districts offering approved  
29 [vocational-technical] career and technical programs and the  
30 Thaddeus Stevens State College of Technology in purchasing  
31 equipment that meets industry standards for the purpose of  
32 providing training to students. Grants shall be limited to the  
33 purchase of equipment in the following program areas: automotive  
34 technology, auto body, diesel technology, precision machine  
35 technology, heating ventilation and air conditioning, printing,  
36 dental assisting, electronics, building trades and other program  
37 areas approved by the Secretary of Education. Grants shall be  
38 awarded by the Department of Education on a matching basis, two  
39 State dollars (\$2) for every local dollar (\$1), and shall be  
40 limited to funds appropriated for that purpose.

41 (b) For the 2016-2017 school year and for each school year  
42 thereafter, the Department of Education shall establish a grant  
43 program to assist each area [vocational-technical] career and  
44 technical school and school district with an approved  
45 [vocational] career and technical program that applies for and  
46 is approved for funding by the Department of Education to  
47 purchase equipment that meets industry standards. Grants shall  
48 be distributed in an amount to be calculated as follows:

- 49 (1) A base amount of three thousand dollars (\$3,000).  
50 (2) A per-student amount calculated as follows:  
51 (i) Multiply the average daily membership in approved

1 [vocational] career and technical education programs for the  
2 most recent year available for each area [vocational-technical]  
3 career and technical school or school district that has been  
4 approved for funding by the Department of Education by the  
5 difference between the amount appropriated for career and  
6 technical education equipment grants and the sum of the funding  
7 distributed under paragraph (1) to all area [vocational-  
8 technical] career and technical schools and school districts.

9 (ii) Divide the product from subparagraph (i) by the sum of  
10 the average daily membership in approved [vocational] career and  
11 technical education programs for the most recent year available  
12 for all area [vocational-technical] career and technical schools  
13 and school districts that have been approved for funding by the  
14 Department of Education.

15 Amend Bill, page 10, line 5, by striking out all of said line  
16 and inserting

17 (c) The application to apply for funding under subsection  
18 (b) shall be developed by the Department of Education within  
19 thirty days of the effective date of this section and only  
20 require the following, which may be collected electronically:

21 (1) Name, address, e-mail address and telephone number of  
22 the area [vocational-technical] career and technical school or  
23 school district.

24 (2) Name, e-mail address and telephone number of an employe  
25 of the area [vocational-technical] career and technical school  
26 or school district who will be available to answer questions  
27 regarding the funding application.

28 (3) Description of the equipment for which the requested  
29 funding will be used, the career and technical education program  
30 in which the equipment will be used, the date on which the  
31 occupational advisory committee recommended the purchase of the  
32 equipment and verification that the equipment will be used for  
33 technical classroom instruction.

34 (d) The Department of Education may not request or consider  
35 any information other than the information provided in the  
36 funding application.

37 (e) Each area [vocational-technical] career and technical  
38 school or school district with an approved [vocational] career  
39 and technical program that submits a completed funding  
40 application shall receive funding in the amount determined under  
41 subsection (b).

42 (f) If insufficient funds are appropriated to make payments  
43 under subsection (b), payments shall be made on a pro rata  
44 basis.

45 (g) For purposes of this section, "occupational advisory  
46 committee" shall mean an occupational advisory committee  
47 established under 22 Pa. Code Ch. 339 (relating to vocational  
48 education).

1 Amend Bill, page 10, line 6, by striking out "4" and  
2 inserting

3 47

4 Amend Bill, page 10, line 15, by striking out "5" and  
5 inserting

6 48

7 Amend Bill, page 15, by inserting between lines 19 and 20

8 Section 49. Sections 1922, 1925, 1901-A(4) and (5), 1905-  
9 A(a)(7), 1913-A(b)(1.2), 1908-B(b), 1901-C(1) and (6), 1901-D(5)  
10 and 1903-D(b)(1) of the act are amended to read:

11 Section 1922. [Vocational] Career and technical Education  
12 for Out-of-School Youth and Adults.--The board of school  
13 directors of any school district, when requested in writing by  
14 twenty (20) or more out-of-school youth or adults having an  
15 administratively feasible educational objective which has been  
16 provided for in the State Plan for [Vocational] Career and  
17 Technical Education for which facilities are available, shall  
18 inaugurate and maintain such programs so long as enrollment  
19 conditions warrant.

20 Section 1925. Pupils Less than Six or More than Twenty-  
21 one.--Any board of school directors may admit persons less than  
22 six years of age, or more than twenty-one years of age, to  
23 suitable special or [vocational] career and technical schools or  
24 departments.

25 Section 1901-A. Definitions.--The following words and  
26 phrases, as used in this article, shall, unless a different  
27 meaning is plainly required by the context, have the following  
28 meaning:

29 \* \* \*

30 (4) "Community college" shall mean a public college or  
31 technical institute which is established and operated in  
32 accordance with the provisions of this act by a local sponsor  
33 which provides a two-year, postsecondary, college-parallel,  
34 terminal-general, terminal-technical, out-of-school youth or  
35 adult education program or any combination of these. The  
36 community college may also provide area [vocational-technical]  
37 career and technical education services and credit, nonremedial  
38 college courses to secondary senior high school students.

39 (5) "Community college plan" shall mean a plan prepared in  
40 accordance with the policies, standards, rules and regulations  
41 of the State Board of Education for the establishment or  
42 operation of a community college and shall include a survey of  
43 any industrial development and manpower needs of the area and of  
44 any [vocational] career and technical and occupational shortage  
45 and the means by which the community college program and  
46 curriculum shall further industrial development, reduce

1 unemployment and improve employable skills of residents of the  
2 area to be served by the community college.

3 \* \* \*

4 Section 1905-A. Powers and Duties of Board of Trustees.--(a)  
5 The affairs of any community college established under this act  
6 shall be administered and supervised by a board of trustees.  
7 Subject to any law and to any policies, standards, rules and  
8 regulations adopted by the State Board of Education provided for  
9 community colleges, the board shall, for the purpose of  
10 establishing, operating and maintaining a community college,  
11 have the power, and its duty shall be:

12 \* \* \*

13 (7) To enter into contracts for services to high schools of  
14 member districts to provide area [vocational-technical] career  
15 and technical education services.

16 \* \* \*

17 Section 1913-A. Financial Program; Reimbursement of  
18 Payments.--\* \* \*

19 (b) \* \* \*

20 (1.2) The Secretary of Education, in consultation with the  
21 community colleges, shall promulgate standards for credit  
22 courses and for noncredit courses that will be eligible for  
23 Commonwealth reimbursement. The standards shall specifically  
24 exclude from eligibility for reimbursement any course or program  
25 in [avocational] noncareer, nontechnical or recreational  
26 pursuits. The standards shall be promulgated by the beginning of  
27 the 1994-1995 fiscal year. Until such standards are promulgated,  
28 no community college will be reimbursed for any credit course  
29 which was offered by such college as a noncredit course during  
30 the college's 1992-1993 fiscal year.

31 \* \* \*

32 Section 1908-B. Individuals Eligible for Admission.--\* \* \*

33 (b) The course of instruction shall be the equivalent level  
34 of a two-year postsecondary institution which shall include  
35 [vocational-technical] career and technical education of no more  
36 than two years leading to the awarding of certificates or  
37 associate degrees, when approved by the Secretary of Education  
38 in accordance with rules and regulations established by the  
39 State Board for this level of education, for the purpose of  
40 fitting pupils to pursue effectively a recognized profitable  
41 employment.

42 Section 1901-C. Definitions.--For purposes of this article,  
43 the following terms shall have the following meanings:

44 (1) "Alternative education program" or "program." Any  
45 applicant's program applying for funds under this article, which  
46 program is implemented by a school district, an area  
47 [vocational-technical] career and technical school, a group of  
48 school districts or an intermediate unit, which removes  
49 disruptive students from regular school programs in order to  
50 provide those students with a sound educational course of study  
51 and counseling designed to modify disruptive behavior and return

1 the students to a regular school curriculum. Notwithstanding  
2 section 1502, alternative education programs may operate outside  
3 the normal school day of the applicant district, including  
4 Saturdays. School districts and private alternative education  
5 institutions operating pursuant to the provisions of Article  
6 XIX-E shall adopt a policy for periodic review of those students  
7 placed in their respective alternative education program for  
8 disruptive students. This review shall occur, at a minimum, at  
9 the end of every semester the student is in the program or more  
10 frequently at the district's or private alternative education  
11 institution's discretion. The purpose of this review is to  
12 determine whether or not the student is ready to return to the  
13 regular school curriculum. Programs may include services for  
14 students returning from placements or who are on probation  
15 resulting from being adjudicated delinquent in a proceeding  
16 under 42 Pa.C.S. Ch. 63 (relating to juvenile matters) or who  
17 have been judged to have committed a crime under an adult  
18 criminal proceeding.

19 \* \* \*

20 (6) "School." Any school classified by the Department of  
21 Education as a middle school, junior high school, senior high  
22 school or area [vocational-technical] career and technical  
23 school.

24 \* \* \*

25 Section 1901-D. Definitions.--For purposes of this article:

26 \* \* \*

27 (5) "Postsecondary education resources." The term includes,  
28 but is not limited to, area [vocational-technical] career and  
29 technical schools, degree-granting institutions of higher  
30 education accredited by an accrediting agency recognized by the  
31 Federal Government, institutions licensed under the act of  
32 December 15, 1986 (P.L.1585, No.174), known as the "Private  
33 Licensed Schools Act," professional, [vocational] career and  
34 technical or occupational certification or licensure programs  
35 and educational technology.

36 \* \* \*

37 Section 1903-D. Powers and Duties of Community Education  
38 Council.--\* \* \*

39 (b) Postsecondary educational opportunities may include, but  
40 are not limited to, any of the following:

41 (1) Programs, courses or classes leading to professional,  
42 [vocational] career and technical or occupational certification  
43 or licensure, an associate degree, a bachelor's degree or a  
44 master's degree.

45 \* \* \*

46 Section 50. The definition of "school entity" in section  
47 1901-E of the act is amended to read:

48 Section 1901-E. Definitions.--For purposes of this article,  
49 the following terms shall have the following meanings:

50 \* \* \*

51 "School entity." A school district, joint school, charter

1 school, area [vocational-technical] career and technical school,  
2 combination of school districts or intermediate unit.

3 Section 51. The definition of "eligible applicant" in  
4 section 1901-F of the act is amended to read:

5 Section 1901-F. Definitions.

6 The following words and phrases when used in this article  
7 shall have the meanings given to them in this section unless the  
8 context clearly indicates otherwise:

9 \* \* \*

10 "Eligible applicant." Any of the following:

11 (1) An institution of higher education.

12 (2) An institution of higher education in partnership  
13 with one or more of the following:

14 (i) Another institution of higher education.

15 (ii) An area [vocational-technical] career and  
16 technical school or [ATVS] area vocational-technical  
17 school, as defined under 22 Pa. Code § 4.3 (relating to  
18 definitions).

19 (iii) A community education council as defined under  
20 section 1901-D.

21 (iv) A private licensed school as the term is  
22 defined under section 2 of the act of December 15, 1986  
23 (P.L.1585, No.174), known as the Private Licensed Schools  
24 Act, that is authorized to confer the degree of Associate  
25 in Specialized Technology or Associate in Specialized  
26 Business and is accredited by the Accrediting Commission  
27 of Career Schools and Colleges of Technology or the  
28 Accrediting Council for Independent Colleges and Schools.

29 \* \* \*

30 Section 52. Sections 1906-G(a) (2) and 1907-G(a) (9) of the  
31 act are amended to read:

32 Section 1906-G. Establishment.

33 (a) General rule.--No later than December 31, 2016, the  
34 board of trustees appointed under section 1905-G shall submit to  
35 the secretary a proposed rural regional college plan in such  
36 form and containing such information as the secretary may  
37 require. In addition to other information which may be required  
38 by the secretary, the plan shall include the following:

39 \* \* \*

40 (2) A survey of the educational, [vocational] career and  
41 technical and occupational needs of the area and the means by  
42 which the proposed rural regional college will meet those  
43 needs, reengage high school dropouts to earn their secondary  
44 credentials and postsecondary credentials or industry  
45 certification, reduce unemployment and improve the employable  
46 skills of residents of the area to be served by the rural  
47 regional college.

48 \* \* \*

49 Section 1907-G. Powers and duties of board of trustees.

50 (a) General rule.--The board of trustees appointed under  
51 section 1905-G shall administer and supervise the affairs of the



1 rural regional college established under this article. Subject  
2 to any other law and to any regulations promulgated by the State  
3 Board pertaining to rural regional colleges, the board of  
4 trustees shall have the following powers and duties:

5 \* \* \*

6 (9) To enter into contracts for services to high schools  
7 located in the area designated by the secretary under section  
8 1904-G to provide services, including area [vocational-  
9 technical] career and technical education services.

10 \* \* \*

11 Section 53. (Reserved).

12 Section 54. The definition of "low-achieving school" in  
13 section 2002-B of the act is amended to read:

14 Section 2002-B. Definitions.

15 The following words and phrases when used in this article  
16 shall have the meanings given to them in this section unless the  
17 context clearly indicates otherwise:

18 \* \* \*

19 "Low-achieving school." A public school that ranked in the  
20 lowest 15% of the school's designation as an elementary school  
21 or a secondary school based on combined mathematics and reading  
22 scores from the annual assessment administered in the previous  
23 school year and for which the Department of Education has posted  
24 results on the Department of Education's publicly accessible  
25 Internet website. The term does not include a charter school,  
26 cyber charter school or area [vocational-technical] career and  
27 technical school.

28 \* \* \*

29 Amend Bill, page 15, line 20, by striking out "6" and  
30 inserting

31 55

32 Amend Bill, page 20, line 5, by striking out "7" and  
33 inserting

34 56

35 Amend Bill, page 20, line 21, by striking out "8" and  
36 inserting

37 57

38 Amend Bill, page 22, by inserting between lines 3 and 4

39 Section 58. The definition of "school entity" in section  
40 2001-H of the act, added June 22, 2018 (P.L.241, No.39), is  
41 amended to read:

42 Section 2001-H. Definitions.

43 The following words and phrases when used in this article  
44 shall have the meanings given to them in this section unless the

1 context clearly indicates otherwise:

2 \* \* \*

3 "School entity." A school district, intermediate unit, area  
4 [vocational-technical] career and technical school, charter  
5 school, cyber charter school or regional charter school.

6 \* \* \*

7 Section 59. Sections 2110(b), 2401(8), 2501(1), (9), (10),  
8 (11), (11.1) and (14.1), 2502(a) and (c) and 2502.6(b) of the  
9 act are amended to read:

10 Section 2110. Eligible Lists of Persons Qualified to Teach;  
11 Appointments.--\* \* \*

12 (b) Except as superintendent of schools, associate  
13 superintendent, assistant district superintendent, director of a  
14 special branch, or as a principal of a high school, junior high  
15 school, state teachers' college, or [vocational] career and  
16 technical school, no person shall be appointed, promoted, or  
17 transferred to any educational position in the public school  
18 system, in school districts of the first class, whose name does  
19 not appear among the three highest names upon the proper  
20 eligible list, and in school districts of the first class A,  
21 whose name does not appear among the top five names upon the  
22 proper eligible list, or within the top ten per centum (10%) of  
23 the names upon the list, whichever is greater. No person holding  
24 a position at the time of the passage of this act shall be  
25 displaced by the above provisions.

26 Section 2401. By Whom Audited.--The finances of every school  
27 district and of every joint school board, in every department  
28 thereof, together with the accounts of all school treasurers,  
29 school depositories, teachers' retirement funds, teachers'  
30 institute funds, directors' association funds, sinking funds,  
31 and other funds belonging to or controlled by the district,  
32 shall be properly audited as follows:

33 \* \* \*

34 [(8) In county vocational school districts, by the county  
35 auditors or county controller.]

36 \* \* \*

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

39 (1) "District Pupils" of a school district shall designate  
40 all pupils enrolled in the public schools of the Commonwealth,  
41 and of adjacent states, who are residents of a given school  
42 district. [, except those pupils who are enrolled in the public  
43 schools maintained by the vocational school district, the  
44 territorial limits of which include the school district.

45 "District Pupils" of a vocational school district shall  
46 designate all pupils enrolled in the public schools, maintained  
47 by the vocational school district who are residents of the  
48 district.]

49 \* \* \*

50 (9) "Real Property Valuation." A school district's[,  
51 vocational school district's] or municipality's real property

1 valuation, to be used for purposes of computing the basic  
2 account standard reimbursement fraction, the subsidiary account  
3 reimbursement fraction, the aid ratio, the market value/income  
4 aid ratio and the equalized millage, shall be the valuation  
5 placed upon its taxable real property by the State Tax  
6 Equalization Board.

7 \* \* \*

8 (10) "Number of District Teaching Units for Purposes of  
9 Determination of Basic Account Standard Reimbursement Fraction,  
10 and Subsidiary Account Reimbursement Fraction." A school  
11 district's [or vocational school district's] number of district  
12 teaching units for purposes of determination of the basic  
13 account standard reimbursement fraction and the subsidiary  
14 account reimbursement fraction shall be obtained as follows: (i)  
15 divide by twenty-two (22) the number of district pupils in  
16 average daily membership in a public high school and in high  
17 school grades of a laboratory school of a State-owned college  
18 during the preceding school term, (ii) divide by thirty (30) the  
19 number of district pupils in average daily membership in a  
20 public elementary school and laboratory school of a State-owned  
21 college during the preceding school term, and (iii) add the  
22 quotients obtained under (i) and (ii) above, except when the  
23 pupil-teacher ratio exceeds thirty-three (33), in which case,  
24 the sum obtained under (i) and (ii) above shall be multiplied by  
25 thirty-three (33) and the product so obtained shall be divided  
26 by the pupil-teacher ratio of the district. No school district  
27 [or vocational school district] shall be credited with less than  
28 one teaching unit. No school district [or vocational school  
29 district] shall be assigned a basic account standard  
30 reimbursement fraction lower in value than the minimum  
31 instruction subsidy divided by the maximum instruction subsidy.  
32 All one-room schools operated in accordance with the provisions  
33 of this act shall, if their operation is approved, be credited  
34 with at least one teaching unit. The State Board of Education  
35 shall withhold its approval of any one-room one-teacher school,  
36 unless (i) topography, distance or condition of roads are such  
37 as to make transportation of pupils impractical, or (ii) it is  
38 impossible to accommodate pupils in existing graded schools in  
39 the district or other districts, or (iii) the district is  
40 financially unable to construct a consolidated school.

41 \* \* \*

42 (11) "Actual Instruction Expense Per Elementary Teaching  
43 Unit, Actual Instruction Expense Per Elementary Teaching Unit in  
44 a Laboratory School of a State-owned College, Actual Instruction  
45 Expense Per Secondary Teaching Unit, Actual Instruction Expense  
46 Per Secondary Teaching Unit in a Laboratory School of a State-  
47 owned College, Actual Instruction Expense Per Joint Elementary  
48 Teaching Unit, Actual Instruction Expense Per Joint Secondary  
49 Teaching Unit, Actual Instruction Expense Per Area Technical  
50 School Teaching Unit." In 1958 in the month of September and  
51 thereafter annually in the month of September, the Department of

1 [Public Instruction] Education shall calculate for each school  
2 district for the immediately preceding school year the actual  
3 instruction expense per elementary teaching unit for elementary  
4 pupils educated in the district's public schools, the actual  
5 instruction expense per secondary teaching unit for secondary  
6 pupils educated in the district's public schools, the actual  
7 instruction expense per joint elementary teaching unit for  
8 elementary pupils educated in elementary schools of jointures of  
9 which the district is a member, the actual instruction expense  
10 per joint secondary teaching unit for secondary pupils educated  
11 in secondary schools of jointures of which the district is a  
12 member, the actual instruction expense per area technical school  
13 teaching unit for pupils educated in area technical schools in  
14 which the district participates, the actual instruction expense  
15 per elementary teaching unit for elementary pupils residing in  
16 the district and educated in the public schools of other  
17 districts within the Commonwealth, and the actual instruction  
18 expense per secondary teaching unit for secondary pupils  
19 residing in the district and educated in the public schools of  
20 other districts within the Commonwealth. In each case, actual  
21 instruction expense per teaching unit shall be the sum of (i)  
22 and (ii) below but in no case shall include expenses for debt  
23 service, capital outlay, rentals of capital facilities and  
24 equipment, salaries and expenses for school nurses, for medical  
25 and dental services, for driver education courses, for  
26 reimbursable transportation of pupils, for tuition paid to other  
27 school districts, for reimbursable board and lodging in lieu of  
28 transportation, for salaries of directors and supervisors of  
29 special education, public school psychologists, principals of  
30 special schools and assistants, teachers of approved special  
31 classes for physically and mentally handicapped children, clerks  
32 and assistants employed in programs for special education, for  
33 school district contributions to the retirement fund on behalf  
34 of directors and supervisors of special education, public school  
35 psychologists, principals of special schools and assistants,  
36 teachers of approved special classes for physically and mentally  
37 handicapped children, clerks and assistants employed in programs  
38 for special education, for the cost of textbooks and supplies of  
39 the second class used in special education classes or schools,  
40 for extension schools and classes, for extension recreation  
41 activities, for [vocational] career and technical extension  
42 education, or for instruction of homebound children. (i)  
43 Expenses of general control per teaching unit. Expenses of  
44 general control shall include: salaries, supplies and other  
45 expenses of the secretary's office; commission or salary of  
46 treasurer, tax collector, auditors and legal service; expenses  
47 of census enumeration and other expenses of business  
48 administration; salaries of the superintendent of schools and  
49 clerks of the superintendent of schools; expenses of supplies  
50 and other expenses of the superintendent of schools' office; and  
51 other expenses of general control. In the case of computation of

1 actual instruction expense per elementary teaching unit for  
2 district pupils educated in the schools of the district and for  
3 district pupils educated in the public schools of other  
4 districts within the Commonwealth and actual instruction expense  
5 per secondary teaching unit for district pupils educated in the  
6 schools of the district and for district pupils educated in the  
7 public schools of other districts within the Commonwealth,  
8 expenses of general control per teaching unit shall be  
9 calculated by dividing the foregoing listed expenses of general  
10 control of the school district by the number of teaching units  
11 based on the number of all pupils who are residents of the  
12 school district and are in average daily membership in the  
13 public schools of the Commonwealth. In the case of computation  
14 of actual instruction expense per joint elementary teaching unit  
15 and actual instruction expense per joint secondary teaching  
16 unit, expenses of general control per teaching unit shall be  
17 calculated by dividing the foregoing listed expenses of general  
18 control of the school district by the number of teaching units  
19 based on the number of all pupils who are residents of the  
20 school district and are in average daily membership in the  
21 public schools of the Commonwealth, and adding thereto the  
22 quotient obtained by dividing the foregoing listed expenses of  
23 general control of the joint school district by the number of  
24 joint teaching units based on the number of pupils who are  
25 residents of school districts that are members of the joint  
26 school district and are in average daily membership in the  
27 schools of the joint school district. In the case of computation  
28 of actual instruction expense per area technical school teaching  
29 unit, expenses of general control per teaching unit shall be  
30 computed by dividing the foregoing listed expenses of general  
31 control of the school district by the number of teaching units  
32 based on the total number of all pupils who are residents of the  
33 school district and are in average daily membership in the  
34 public schools of the Commonwealth, and adding thereto the  
35 quotient obtained by dividing the foregoing listed expenses of  
36 general control of the area technical school by the number of  
37 area technical school teaching units based on the number of  
38 pupils who are residents of districts participating in the area  
39 technical school and are in average daily membership in the area  
40 technical school. (ii) Expenses of the school district, joint  
41 school district, area technical school, or such other school  
42 district within the Commonwealth in which the districts' pupils  
43 are educated, as the case may be, on account of instruction,  
44 auxiliary agencies and coordinate activities, operation of  
45 school plant, maintenance of school plant, and fixed charges,  
46 and each separately for elementary and for secondary schools,  
47 per teaching unit, calculated by dividing the sums of (a), (b),  
48 (c), (d), and (e) below by the numbers of elementary, secondary,  
49 joint elementary, joint secondary, and area technical school  
50 teaching units, respectively, based on the number of all pupils  
51 on an equivalent full-time basis in average daily membership in

1 the public schools of the district, or joint district, or the  
2 area technical school, or other school district within the  
3 Commonwealth in which pupils of the district are educated, as  
4 the case may be; (a) expenses of instruction, to include  
5 salaries of supervisors and other expenses of supervisors,  
6 salaries of principals and principals' clerks, supplies of the  
7 principals' offices, other expenses of supervision, teachers'  
8 and teacher-librarians, salaries, textbooks, library books,  
9 supplies used in instruction including library supplies,  
10 expenses of attending teachers' institutes, commencement  
11 exercise and exhibit expenses, and other expenses of  
12 instruction, (b) expenses of auxiliary agencies and coordinate  
13 activities, to include salaries, books, repairs, replacements,  
14 and other expenses of public libraries, and non-reimbursable  
15 transportation and board and lodging in lieu of transportation,  
16 and provisions for tubercular and undernourished children,  
17 community lectures, social centers and recreation, enforcement  
18 of attendance, and other expenses of auxiliary agencies and  
19 coordinate activities, (c) expenses of operation of school  
20 plant, to include wages of janitors and other employes, fuel,  
21 water, light, power, janitors' supplies, care of grounds,  
22 services other than personal, telephone rental, and other  
23 expenses of operation, (d) expenses of maintenance of school  
24 plant, to include upkeep of grounds, repair of buildings,  
25 repairs and replacements, heating, plumbing, lighting, apparatus  
26 used in instruction, furniture, and other equipment, (e)  
27 expenses of fixed charges, to include payments made to the  
28 retirement board, rent, all insurance, and other fixed charges:  
29 Provided, That the actual instruction expense for elementary  
30 teaching unit for district pupils educated in the elementary  
31 grades of a laboratory school of a State-owned college and the  
32 actual instruction expenses for secondary teaching unit for  
33 district pupils educated in the high school grades of a  
34 laboratory school of a State-owned college shall be computed by  
35 (i) dividing the total amount of money paid to the State-owned  
36 college by the resident district for the education of all  
37 resident elementary children enrolled in a laboratory school of  
38 a State-owned college by the number of such elementary teaching  
39 units based on the total number of such resident children in  
40 average daily membership in the laboratory school, (ii) dividing  
41 the total amount of money paid to the State-owned college by the  
42 resident district for the education of all resident secondary  
43 children enrolled in a laboratory school of a State-owned  
44 college by the number of such secondary teaching units based on  
45 the total number of such resident children in average daily  
46 membership in the laboratory school. The teaching units are  
47 computed on the basis of thirty (30) equivalent full time  
48 elementary children and twenty-two (22) equivalent full time  
49 secondary children.

50 (11.1) "Actual Instruction Expense per Weighted Average  
51 Daily Membership." For the school year 1966-1967, and each

1 school year thereafter, the [Superintendent of Public  
2 Instruction] Secretary of Education shall calculate for each  
3 school district the actual instruction expense per weighted  
4 average daily membership for each district pupil. The actual  
5 instruction expense shall include all General Fund expenses of  
6 the district except those for health services, transportation,  
7 debt service, capital outlay, home-bound instruction, and  
8 outgoing transfers to community colleges and technical  
9 institutes. From this cost shall be deducted the amount received  
10 from the State for driver's education; special class operation;  
11 [vocational] career and technical curriculums; area [vocational]  
12 career and technical schools; payments of tuition by district  
13 patrons, parents, the State and Federal government; and all  
14 moneys received from the State or Federal government under  
15 Public Laws 89-10 (Elementary and Secondary Education Act), 88-  
16 452 (Economic Opportunity Act), and 87-415 (Manpower Training  
17 and Development Act) and for projects under section 2508.3 of  
18 this act. The actual instruction expense so determined, when  
19 divided by the weighted average daily membership for the  
20 district shall be the actual instruction expense per weighted  
21 average daily membership.

22 \* \* \*

23 (14.1) "Market Value/Income Aid Ratio." For purposes of  
24 reimbursement to a school district under subsections (d), (e),  
25 and (f) of section 2502, section 2502.8, section 2502.22,  
26 section 2502.25, section 2502.26 and section 2592, or to an  
27 intermediate unit or area [vocational-technical] career and  
28 technical school, shall be the Commonwealth's method of  
29 determining the combined market value and income wealth for each  
30 pupil, and shall be computed, for the school year for which  
31 reimbursement is being paid, as follows:

32 (a) (i) Divide the market value per weighted average daily  
33 membership of the district, intermediate unit or area  
34 [vocational-technical] career and technical school by the market  
35 value per weighted average daily membership of the State;

36 (ii) Determine the product of subsection (a)(i) multiplied  
37 by .5;

38 (iii) Subtract the resultant product in subsection (a)(ii)  
39 from 1.000 to determine the market value portion of the aid  
40 ratio.

41 (iv) For purposes of the calculation described in subsection  
42 (a)(i) through (iii), the market value of a district shall be  
43 the real property valuation of the district for the calendar  
44 year that concluded during the school year immediately preceding  
45 the school year for which reimbursement is being paid. The  
46 market value of an intermediate unit or area [vocational-  
47 technical] career and technical school shall be the sum of the  
48 real property valuations of each of its component districts for  
49 the calendar year that concluded during the school year  
50 immediately preceding the school year for which reimbursement is  
51 being paid. The weighted average daily membership of a district

1 shall be the weighted average daily membership for the school  
2 year immediately preceding the school year for which  
3 reimbursement is being paid. The weighted average daily  
4 membership of an intermediate unit or area [vocational-  
5 technical] career and technical school shall be the sum of the  
6 weighted average daily memberships of each of its component  
7 districts for the school year immediately preceding the school  
8 year for which reimbursement is being paid.

9 (b) (i) Divide the income per weighted average daily  
10 membership of the district, the intermediate unit or area  
11 [vocational-technical] career and technical school by the  
12 average personal income per weighted average daily membership of  
13 the State;

14 (ii) Determine the product of subsection (b) (i) multiplied  
15 by .5;

16 (iii) Subtract the resultant product in subsection (b) (ii)  
17 from 1.000 to determine the income aid ratio.

18 (iv) For purposes of the calculation described in subsection  
19 (b) (i) through (iii), the income of a district shall be the  
20 personal income valuation of the district. The income of an  
21 intermediate unit or area [vocational-technical] career and  
22 technical school shall be the sum of the personal income  
23 valuations of each of its component districts. The weighted  
24 average daily membership of the district shall be the weighted  
25 average daily membership for the school year immediately  
26 preceding the school year for which reimbursement is being paid.  
27 The weighted average daily membership of an intermediate unit or  
28 area [vocational-technical] career and technical school shall be  
29 the sum of the weighted average daily memberships of each of its  
30 component districts for the school year immediately preceding  
31 the school year for which reimbursement is being paid.

32 (c) Add sixty percent (60%) of the market value aid ratio to  
33 forty percent (40%) of the income aid ratio to determine the  
34 market value/income aid ratio.

35 (d) For payments beginning in the 1989-1990 school year and  
36 each school year thereafter, the Department of Education shall  
37 utilize an adjusted personal income valuation for the 1987 tax  
38 year and each tax year thereafter respectively in computing the  
39 market value/income aid ratio for such districts. The adjusted  
40 personal income valuation shall be calculated by dividing the  
41 total out-of-State tax credits claimed by the residents of a  
42 school district by the State personal income tax rate and  
43 subtracting that amount from the total personal income valuation  
44 for the individual school district. The State total personal  
45 income valuation shall remain that as certified by the  
46 Department of Revenue and shall not be adjusted to reflect out-  
47 of-State tax credits.

48 \* \* \*

49 Section 2502. Payments on Account of Instruction.--(a)  
50 Every school district [and every vocational school district]  
51 shall be paid by the Commonwealth on account of the instruction



1 of pupils an amount to be determined by multiplying the numbers  
2 of elementary, secondary, joint elementary, joint secondary,  
3 State-owned college laboratory school, or area technical school  
4 teaching units, each based on the number of all pupils, except  
5 kindergarten pupils, who are residents of the district and are  
6 in average daily membership in the district's public schools,  
7 joint elementary schools, joint high schools, laboratory schools  
8 of State-owned colleges, or area technical schools respectively,  
9 and in the case of kindergarten pupils based on the number of  
10 kindergarten teachers employed: Provided, That for the school  
11 year 1962-1963, and for each school year thereafter, the number  
12 of equivalent full time kindergarten teachers in a laboratory  
13 school of a State-owned college shall be prorated among all the  
14 districts having children enrolled in the laboratory school  
15 kindergarten on the basis of the total number of kindergarten  
16 pupils who are legal residents of such districts and who are in  
17 average daily membership in the laboratory school kindergarten,  
18 and for the school year 1957-1958 and for each school year  
19 thereafter, the numbers of elementary or secondary teaching  
20 units, each based on the number of all pupils who are residents  
21 of the district and who are in average daily membership in the  
22 elementary schools or secondary schools of other school  
23 districts within the Commonwealth, by the district's basic  
24 account standard reimbursement fraction; and for the school year  
25 1955-1956 by four thousand nine hundred dollars (\$4900); for the  
26 school year 1956-1957 by five thousand three hundred dollars  
27 (\$5300); for the school year 1957-1958 and for each school year  
28 thereafter by the lesser of actual instruction expense per  
29 elementary, secondary, joint elementary, joint secondary,  
30 laboratory school elementary, laboratory school secondary, area  
31 technical school, elementary educated in the public schools of  
32 other districts within the Commonwealth, secondary educated in  
33 the public schools of other districts within the Commonwealth  
34 teaching unit, each as the case may be, or five thousand eight  
35 hundred dollars (\$5800); for the school year 1962-1963 by the  
36 lesser of actual instruction expense per elementary, secondary,  
37 joint elementary, joint secondary, laboratory school elementary,  
38 laboratory school secondary, area technical school, elementary  
39 educated in the public schools of other districts within the  
40 Commonwealth, secondary educated in the public schools of other  
41 districts within the Commonwealth teaching unit, each as the  
42 case may be, or six thousand five hundred dollars (\$6500); and  
43 for the school year 1963-1964 and for each school year  
44 thereafter by the lesser of actual instruction expense per  
45 elementary, secondary, joint elementary, joint secondary,  
46 laboratory school elementary, laboratory school secondary, area  
47 technical school, elementary educated in the public schools of  
48 other districts within the Commonwealth, secondary educated in  
49 the public schools of other districts within the Commonwealth  
50 teaching unit, each as the case may be, or six thousand eight  
51 hundred dollars (\$6800). For the school year 1953-1954 and each

1 school year thereafter, teaching units shall be based on the  
2 number of all pupils, except kindergarten pupils, who are  
3 residents of the school district in average daily membership in  
4 the district's public schools in State-owned college laboratory  
5 schools and in elementary schools and high schools operated by  
6 joint boards of which the district of residence is a member, and  
7 in area technical schools in which the district of residence  
8 participates. In the case of kindergarten pupils, teaching units  
9 shall be one for each kindergarten teacher employed by the  
10 district: Provided, That for the school year 1957-1958 and for  
11 each school year thereafter, additional teaching units shall be  
12 based on the numbers of all pupils who are residents of the  
13 district and are in average daily membership in the elementary  
14 schools of other districts in the Commonwealth or who are in  
15 average daily membership in the secondary schools of other  
16 districts within the Commonwealth: Further provided, That in the  
17 case of such pupils teaching units shall be calculated on the  
18 basis of thirty-five (35) elementary pupils and twenty-six (26)  
19 secondary pupils per teaching unit, respectively.

20 \* \* \*

21 (c) For no year shall any school district [or vocational  
22 school district] receive less than the minimum subsidy per  
23 teaching unit, nor shall any school district of the first class  
24 A, during the school year 1953-1954 for the school year 1952-  
25 1953, or during the school year 1954-1955 for the school year  
26 1953-1954, or during the school year 1955-1956 for the school  
27 year 1954-1955, receive less per teaching unit than the amount  
28 received by any district of the first class.

29 \* \* \*

30 Section 2502.6. Proportionate Reduction of Payments.--\* \* \*

31 (b) If the sums appropriated for the 1982-1983 school year  
32 and each school year thereafter are not sufficient to pay in  
33 full the total amounts to which all qualified school districts,  
34 intermediate units, area [vocational-technical] career and  
35 technical schools and nonpublic schools are entitled to receive  
36 under the provisions of sections 917.1-A, 919.1-A, 922.1-A, 923-  
37 A(d) and 2502.8 for such year, the allocations to the school  
38 districts, intermediate units, area [vocational-technical]  
39 career and technical schools and nonpublic schools shall be  
40 proportionately reduced to the extent necessary to bring the  
41 aggregate of the school district, intermediate unit, area  
42 [vocational-technical] career and technical school and nonpublic  
43 school allocations within the limits of the amounts  
44 appropriated.

45 Section 60. Section 2502.8 of the act, amended June 28, 2019  
46 (P.L.117, No.16), is amended to read:

47 Section 2502.8. Payments on Account of Pupils Enrolled in  
48 Career and Technical Curricula.--(a) For the purpose of  
49 reimbursement in accordance with this section, [vocational]  
50 career and technical curricula are agriculture education,  
51 marketing and distributive occupational education, health

1 occupations education, [home economics] family and consumer  
2 sciences education (gainful), business education, computer and  
3 information technology, technical education, trade and  
4 industrial education, or any other occupational oriented program  
5 approved by the Secretary of Education.

6 (b) For the 1981-1982 school year through the 1984-1985  
7 school year, each school district so entitled shall be paid, in  
8 addition to any other subsidy to which it is entitled, an amount  
9 on account of resident pupils enrolled in [vocational] career  
10 and technical curriculums; for the 1985-1986 school year through  
11 the 1999-2000 school year, each school district and area  
12 [vocational-technical] career and technical school shall be paid  
13 an amount on account of students enrolled in [vocational] career  
14 and technical curriculums; for the 2000-2001 school year and  
15 each school year thereafter, each school district, area  
16 [vocational-technical] career and technical school and charter  
17 school shall be paid an amount on account of students enrolled  
18 in [vocational] career and technical curriculums, determined as  
19 follows:

20 (1) Determine the increase in the weighted average daily  
21 membership by multiplying the number of students in average  
22 daily membership in [vocational] career and technical  
23 curriculums in area [vocational-technical] career and technical  
24 schools by twenty-one hundredths (.21) and the number of  
25 students in average daily membership in school district and  
26 charter school [vocational] career and technical curriculums by  
27 seventeen hundredths (.17).

28 (2) Multiply the lesser of the district's actual instruction  
29 expense per weighted average daily membership or the base earned  
30 for reimbursement by the market value/income aid ratio or by  
31 three hundred seventy-five thousandths (.375), whichever is  
32 greater.

33 (3) Multiply the increase in weighted average daily  
34 membership determined in clause (1) by the result of clause (2).

35 (4) For the 1985-1986 through 1999-2000 school years, the  
36 Commonwealth shall pay the amount required by this section to  
37 the school district or area [vocational-technical] career and  
38 technical school which provides the program upon which  
39 reimbursement is based.

40 (5) For the 2000-2001 school year and each school year  
41 thereafter, the Commonwealth shall pay the amount required under  
42 this section to the school district, area [vocational-technical]  
43 career and technical school or charter school which provides the  
44 programs upon which reimbursement is based.

45 (c) For the school year 1998-1999, any additional funding  
46 provided by the Commonwealth over the amount provided for the  
47 school year 1997-1998 will be distributed to area [vocational-  
48 technical] career and technical schools and to school districts  
49 with eight (8) or more [vocational] career and technical  
50 programs based on subsection (b).

51 (d) For the school year 1999-2000, any additional funding

1 provided by the Commonwealth over the amount provided for the  
2 school year 1998-1999 will be distributed to area [vocational-  
3 technical] career and technical schools, to school districts  
4 with eight (8) or more [vocational] career and technical  
5 programs and to school districts offering a [vocational] career  
6 and technical agricultural education program, based on  
7 subsection (b).

8 (e) For the school year 2000-2001 and each school year  
9 thereafter, any additional funding provided by the Commonwealth  
10 over the amount provided for the school year 1998-1999 will be  
11 distributed to area [vocational-technical] career and technical  
12 schools, to school districts and charter schools with eight (8)  
13 or more [vocational] career and technical programs and to school  
14 districts and charter schools offering a [vocational] career and  
15 technical agricultural education program based on subsection  
16 (b).

17 (f) For the school year 2018-2019 and each school year  
18 thereafter, payments made under this section shall be funded  
19 from the appropriation for career and technical education and  
20 shall not be proportionately reduced in accordance with section  
21 2502.6(b) or any other law.

22 Section 61. Sections 2506.1, 2507, 2508, 2508.1, 2508.3,  
23 2508.4, 2508.5, 2509.5(n)(1)(i), (r)(1)(i), (w)(1)(i) and (dd)  
24 (1)(i) and (iii)(A), 2513.1, 2515, 2518 second paragraph, 2552.1  
25 (a), (a.1) and (b), 2561 introductory paragraph and (4), 2562,  
26 2563, 2574(e), 2574.2, 2574.3(a), 2575(b), 2577(b) and (c),  
27 2578(b), 2593 heading and (b), 2594, 2595(b), (c)(1)(iv) and  
28 (h), 2597.3, 2597.4(2)(iv), 2597.5(c)(4), 2599(b) and (d)(6),  
29 2599.1(c), 2599.2(f), 2602-B(e) and (f) and 2604-B(b)(2)(i) and  
30 (3) of the act are amended to read:

31 Section 2506.1. Payments on Account of Approved Adult  
32 Program Travel.--(a) Every school district and area  
33 [vocational-technical] career and technical school shall be paid  
34 by the Commonwealth for every school year, on account of  
35 approved adult [vocational] career and technical program  
36 traveling expenses in the discharge of teaching and supervisory  
37 responsibilities of teachers, coordinators, supervisors and  
38 directors in [vocational] career and technical education, eighty  
39 per centum (80%) of the sum expended by the school district or  
40 area [vocational-technical] career and technical school for such  
41 approved travel.

42 (b) For the 1991-1992 school year and each school year  
43 thereafter, the Commonwealth shall pay the amount required by  
44 this section to the school district or area [vocational-  
45 technical] career and technical school which provides the  
46 program upon which such reimbursement is based.

47 Section 2507. Payments on Account of Approved [Vocational]  
48 Career and Technical Extension Classes and Pre-employment  
49 Training.--Every school district and every [vocational school  
50 district and area vocational-technical] area career and  
51 technical school, regardless of classification, shall be paid by

1 the Commonwealth for every school year, on account of approved  
2 [vocational] career and technical extension classes and pre-  
3 employment training, eighty per cent (80%) of the sum which was  
4 expended by the district or area [vocational-technical] career  
5 and technical school for the compensation of [vocational] career  
6 and technical extension and pre-employment training teachers and  
7 supervisors. For the purpose of computing reimbursement, the  
8 maximum compensation shall be four dollars (\$4.00) per hour for  
9 the 1985-1986 through the 1989-1990 school years and eight  
10 dollars and sixty cents (\$8.60) per hour for the 1990-1991  
11 school year and each school year thereafter and the amount  
12 expended for supervisory salaries shall not exceed twenty per  
13 cent (20%) of the sum expended for teachers' salaries: Provided,  
14 That in special cases when travel time or unusual preparation of  
15 instructional materials or other factors result in an inadequate  
16 compensation, the Department of Education may approve additional  
17 reimbursable employment time for such additional services upon  
18 the submission of adequate substantiative evidence from the  
19 responsible superintendent of schools. For the 1985-1986 school  
20 year and each school year thereafter, the Commonwealth shall pay  
21 the amount required by this section to the school district or  
22 area [vocational-technical] career and technical school which  
23 provided the approved [vocational] career and technical  
24 extension classes and pre-employment training for which  
25 reimbursement is made.

26 Section 2508. Distribution of Unencumbered Funds for  
27 [Vocational] Career and Technical Education.--The State Board  
28 [for Vocational] of Career and Technical Education shall  
29 administer the allocation of Federal and State [vocational]  
30 career and technical education funds which are otherwise  
31 unencumbered. Allocations shall be made for the furtherance of  
32 the provisions of the State and Federal [vocational] career and  
33 technical education acts with emphasis on the improvement of  
34 facilities, reimbursement of teachers' salaries, research and  
35 projects which will contribute to the economic welfare of youth  
36 and adults.

37 Section 2508.1. Payment on Account of Equipment Purchased  
38 for Area [Vocational-Technical] Career and Technical Schools and  
39 Technical Institutes.--Every area [vocational-technical] career  
40 and technical board operating approved area [vocational-  
41 technical] career and technical schools or technical institutes  
42 shall be paid by the Commonwealth, annually, on account of  
43 instructional equipment approved by the Department of [Public  
44 Instruction] Education, purchased and installed, a proportionate  
45 share of Federal and State funds available and expendable for  
46 that purpose. The Department of [Public Instruction] Education  
47 may make advanced payment of available but unencumbered State  
48 and Federal funds to expedite the purchase of equipment.

49 Section 2508.3. Payments for [Vocational] Career and  
50 Technical Training of Recipients of Public Assistance and  
51 Unemployment Compensation.--The State Board [for Vocational] of

1 Career and Technical Education shall establish rules and  
2 regulations and thereunder, approve and authorize payment of the  
3 full cost of intensive [vocational] career and technical  
4 education classes for qualified public assistance recipients or  
5 other unemployed, to take definite available employment which  
6 may be contingent upon such training.

7 The State Board [for Vocational] of Career and Technical  
8 Education shall further establish rules and regulations and  
9 thereunder approve and authorize payments from funds  
10 specifically appropriated for that purpose up to the full cost,  
11 including administration, of intensive [vocational] career and  
12 technical educational classes to increase skill levels for those  
13 persons for whom there are no public training programs available  
14 as the unfilled and expanding needs of the Pennsylvania economy  
15 shall require in the following categories:

- 16 (1) Part-time workers not otherwise employed;
- 17 (2) Employed persons who are working below their skill  
18 levels and capacities.

19 Said rules and regulations shall further provide for the  
20 implementation of emergency training programs, as the needs of  
21 the Pennsylvania economy and the requirements of the above-  
22 categorized persons shall require. The board shall authorize  
23 said emergency programs and the funding thereof, under said  
24 rules and regulations as the necessity therefor shall become  
25 apparent.

26 Said board shall, from time to time, conduct necessary  
27 studies and surveys to determine the need for the establishment  
28 of said programs and facilities as the needs of the Pennsylvania  
29 economy and such persons shall require.

30 Section 2508.4. Payments on Account of Improvements and  
31 Additions in [Vocational-Technical] Career and Technical  
32 Curriculums.--Every area [vocational] career and technical board  
33 operating an approved program of [vocational] career or  
34 technical education in its own or rented space shall be paid by  
35 the Commonwealth for every school year on account of approved  
36 replacement, updating and improvement of equipment and on  
37 account of approved new or additional equipment up to fifty per  
38 cent of the cost of such improvements and additions.

39 Section 2508.5. Payment on Account of Equipment Purchased  
40 for Area [Vocational-Technical] Career and Technical Schools and  
41 School Districts.--(a) For the 2013-2014 school year, each area  
42 [vocational-technical] career and technical school and school  
43 district with an approved [vocational] career and technical  
44 program that applies to and is approved by the Department of  
45 Education under subsection (b) for funding for the purchase of  
46 equipment that meets industry standards for the purpose of  
47 training to students shall receive a grant in an amount equal to  
48 the sum of the following:

- 49 (1) An equal share of one million five hundred thousand  
50 dollars (\$1,500,000), determined by dividing one million five  
51 hundred thousand dollars (\$1,500,000) by the total number of

1 area [vocational-technical] career and technical schools and  
2 school districts that have been approved for funding by the  
3 Department of Education under subsection (b).

4 (2) A per student amount calculated as follows:

5 (i) Multiply the 2012-2013 average daily membership in  
6 approved [vocational] career and technical education programs  
7 for each area [vocational-technical] career and technical school  
8 or school district that has been approved for funding by the  
9 Department of Education under subsection (b) by one million five  
10 hundred thousand dollars (\$1,500,000).

11 (ii) Divide the product from subclause (i) by the sum of the  
12 2012-2013 average daily membership in approved [vocational]  
13 career and technical education programs for all area  
14 [vocational-technical] career and technical schools and school  
15 districts that have been approved for funding by the Department  
16 of Education under subsection (b).

17 (b) (1) Within thirty (30) days of the effective date of  
18 this subsection, the Department of Education shall establish  
19 guidelines under which area [vocational-technical] career and  
20 technical schools, and school districts with approved  
21 [vocational] career and technical programs may apply to the  
22 department for funding for the purchase of equipment, which  
23 shall include a funding application and an application deadline.

24 (2) The funding application established by the Department of  
25 Education pursuant to clause (1) shall require only the  
26 following information which may be collected electronically:

27 (i) Name, address, e-mail address and telephone number of  
28 the area [vocational-technical] career and technical school or  
29 school district.

30 (ii) Name, e-mail address and telephone number of an employe  
31 of the area [vocational-technical] career and technical school  
32 or school district who will be available to answer questions  
33 regarding the funding application.

34 (iii) Description of the equipment for which the requested  
35 funding will be used.

36 (3) In approving funding applications under this section,  
37 the Department of Education shall request and consider no  
38 information other than the information provided in the funding  
39 application established under clause (2). Each area [vocational-  
40 technical] career and technical school or school district with  
41 an approved [vocational] career and technical program that  
42 submits a completed funding application under this subsection  
43 shall receive funding in the amount determined under subsection  
44 (a).

45 Section 2509.5. Special Education Payments to School  
46 Districts.--\* \* \*

47 (n) School districts will qualify for supplemental payments  
48 under subsection (m) if:

49 (1) (i) the school district's special education  
50 expenditures for the 1994-1995 school year, as a percentage of  
51 the sum of the school district's 1994-1995 school year

1 expenditures for regular education, [vocational-technical]  
2 career and technical education and special education, are equal  
3 to or greater than the special education expenditures of all  
4 school districts for the 1994-1995 school year, as a percentage  
5 of the sum of the 1994-1995 school year expenditures of all  
6 school districts for regular education, [vocational-technical]  
7 career and technical education and special education; and

8 \* \* \*

9 (r) School districts will qualify for supplemental payments  
10 under subsection (q) if:

11 (1) (i) the school district's special education  
12 expenditures for the 1995-1996 school year as a percentage of  
13 the sum of the school district's 1995-1996 school year  
14 expenditures for regular education, [vocational-technical]  
15 career and technical education and special education is equal to  
16 or greater than the special education expenditures of all school  
17 districts for the 1995-1996 school year as a percentage of the  
18 sum of the 1995-1996 school year expenditures of all school  
19 districts for regular education, [vocational-technical] career  
20 and technical education and special education; and

21 \* \* \*

22 (w) School districts shall qualify for supplemental payments  
23 under subsection (v) if:

24 (1) (i) The school district's special education  
25 expenditures for the 1996-1997 school year as a percentage of  
26 the sum of the school district's 1996-1997 school year  
27 expenditures for regular education, [vocational-technical]  
28 career and technical education and special education is equal to  
29 or greater than the special education expenditures of all school  
30 districts for the 1996-1997 school year as a percentage of the  
31 sum of the 1996-1997 school year expenditures of all school  
32 districts for regular education, [vocational-technical] career  
33 and technical education and special education;

34 \* \* \*

35 (dd) Supplemental payments shall be as follows:

36 (1) School districts shall qualify for additional  
37 supplemental payments if all of the following apply:

38 (i) The school district's special education expenditures for  
39 the 1997-1998 school year, as a percentage of the sum of the  
40 school district's 1997-1998 school year expenditures for regular  
41 education, [vocational-technical] career and technical education  
42 and special education, is equal to or greater than the special  
43 education expenditures of all school districts for the 1997-1998  
44 school year, as a percentage of the sum of the 1997-1998 school  
45 year expenditures of all school districts for regular education,  
46 [vocational-technical] career and technical education and  
47 special education.

48 \* \* \*

49 (iii) The district does not meet all of the following  
50 criteria:

51 (A) The school district's special education expenditures for



1 the 1997-1998 school year, as a percentage of the sum of the  
2 school district's 1997-1998 school year expenditures for regular  
3 education, [vocational-technical] career and technical education  
4 and special education, is equal to or greater than the special  
5 education expenditures of all school districts for the 1997-1998  
6 school year, as a percentage of the sum of the 1997-1998 school  
7 year expenditures of all school districts for regular education,  
8 [vocational-technical] career and technical education and  
9 special education.

10 \* \* \*

11 Section 2513.1. Certificates of Expenditures for  
12 [Vocational] Career and Technical Schools.--On or before the  
13 tenth day of July of each year, the school directors of each  
14 district shall present to the [Superintendent of Public  
15 Instruction] Secretary of Education a statement of the amount  
16 expended during the school year previous to such first day of  
17 July for instruction in approved local or joint [vocational]  
18 career and technical industrial, [vocational homemaking,  
19 vocational] career and technical family and consumer sciences,  
20 career and technical marketing and distributive occupational or  
21 [vocational] career and technical agricultural schools or  
22 departments. On the basis of such a statement the  
23 [Superintendent of Public Instruction] Secretary of Education,  
24 as the executive officer of the State Board [for Vocational] of  
25 Career and Technical Education, shall pay such school districts  
26 and joint school districts such reimbursement for the previous  
27 school year as is provided for in this act.

28 Section 2515. Ascertainment of Amounts Required;  
29 Apportionment.--The [Superintendent of Public Instruction]  
30 Secretary of Education shall ascertain and determine the amount  
31 of funds required to meet each payment to school districts[,]  
32 and intermediate units [and vocational school districts] which  
33 become due and payable within each fiscal year, on the data and  
34 material contained in the certificates which school districts[,]  
35 and intermediate units [and vocational school districts] are  
36 required to file with the [superintendent] Secretary of  
37 Education at such time as [he] the secretary shall determine.  
38 The [superintendent] Secretary of Education shall apportion and  
39 allot the same to and among the respective districts and  
40 intermediate units. The amount paid to any district or  
41 intermediate unit within any fiscal year shall be computed on  
42 the data and information contained in the certificates required  
43 to be filed each year, as herein provided. Each district's  
44 valuation to be used for purposes of computing its standard  
45 reimbursement fraction for the school year 1949-1950 and  
46 thereafter or for purposes of computing the aid ratio for the  
47 school year 1966-1967, and thereafter, shall be the valuation  
48 placed upon its taxable real property by the State Tax  
49 Equalization Board.

50 Section 2518. Forfeitures for Employing Improperly Certified  
51 Individuals.--\* \* \*

1 The foregoing forfeitures of reimbursement units on account  
2 of employes uncertificated for the position in which employed,  
3 and on account of substitutes, shall not apply in the case of  
4 employes in positions after July 1, 1966: Provided, however,  
5 That any school district or any county board of school directors  
6 with respect to area technical schools that from July 1, 1966,  
7 to July 1, 1992, has had in its employ any person in a teaching,  
8 specialist, supervisory or administrative capacity who has not  
9 been certificated for said position by the Department of  
10 Education, or that has had in its employ a substitute in a  
11 position where a vacancy exists for a full year or more without  
12 the specific written approval of the Secretary of Education,  
13 shall forfeit an amount equal to the minimum salary mandated by  
14 law for the position less the product of said salary and the aid  
15 ratio of the district. Notwithstanding the above, after July 1,  
16 1992, any school district, intermediate unit, area [vocational-  
17 technical] career and technical school or other public school in  
18 this Commonwealth that has in its employ any person in a  
19 position that is subject to the certification requirements of  
20 the Department of Education but who has not been certificated  
21 for his position by the Department of Education or that has in  
22 its employ a substitute in a position where a vacancy exists for  
23 a full year or more without the specific written approval of the  
24 Secretary of Education shall forfeit an amount equal to six  
25 thousand dollars (\$6,000) less the product of six thousand  
26 dollars (\$6,000) and the district's market value/income aid  
27 ratio. Any exemption from forfeiture by reason of employment on  
28 or before July 1, 1962 as provided elsewhere in this section  
29 shall not be invalidated by this amendment.

30 Section 2552.1. Effect of Failure to File Reports.--(a) The  
31 Department of Education shall order the forfeiture of three  
32 hundred dollars (\$300) per day by a school district, charter  
33 school, cyber charter school, area [vocational-technical] career  
34 and technical school or intermediate unit that does not submit  
35 its annual budget to the Department of Education within thirty  
36 (30) days of the submittal date established by the Department of  
37 Education. The forfeiture shall continue until a report and  
38 annual budget that meet established criteria are submitted. The  
39 Department of Education shall deduct the amount of the  
40 forfeiture from any and all State payments made to the school  
41 district, charter school, cyber charter school, area  
42 [vocational-technical] career and technical school or  
43 intermediate unit.

44 (a.1) (1) The Department of Education shall order the  
45 following forfeitures against a school district, charter school,  
46 cyber charter school, area [vocational-technical] career and  
47 technical school or intermediate unit that does not submit its  
48 annual financial report to the Department of Education within  
49 thirty (30) days of the submittal date established under  
50 sections 218 and 921-A:

51 (i) Three hundred dollars (\$300) per day for the first

1 violation.

2 (ii) Five hundred dollars (\$500) per day for the second or  
3 subsequent violations.

4 (2) The forfeiture shall continue until a report that meets  
5 established criteria is submitted. The Department of Education  
6 shall deduct the amount of the forfeiture from any and all State  
7 payments made to the school district, charter school, cyber  
8 charter school, area [vocational-technical] career and technical  
9 school or intermediate unit.

10 (b) The Department of Education shall order the forfeiture  
11 of three hundred dollars (\$300) per day by a school district,  
12 charter school, area [vocational-technical] career and technical  
13 school or intermediate unit that does not submit its pupil  
14 membership/child accounting reports within thirty (30) days of  
15 the submittal date established by the Department of Education.  
16 The forfeiture shall continue until a report that meets  
17 established criteria is submitted. The Department of Education  
18 shall deduct the amount of the forfeiture from any and all State  
19 payments made to the school district, charter school, area  
20 [vocational-technical] career and technical school or  
21 intermediate unit.

22 \* \* \*

23 Section 2561. Tuition Charges for Pupils of Other  
24 Districts.--A school district [or vocational school district]  
25 receiving elementary or high school pupils or [vocational]  
26 career and technical or other extension education pupils who are  
27 residents of another school district [or another vocational  
28 school district] shall compute the tuition charges as follows:

29 \* \* \*

30 (4) [Vocational] Career and Technical or Other Extension  
31 Tuition Charge. Add the salaries of administrators, supervisors,  
32 instructors, clerks and custodians specifically employed in the  
33 school district's [or vocational school district's] annual  
34 program of [Vocational] Career and Technical or other Extension  
35 Education, the cost of textbooks, and supplies of the second  
36 class issued for the program incurred for the school year  
37 immediately preceding. A charge of five cents (.05) per pupil  
38 hour of instruction for the district overhead and plant usage.  
39 Subtract from the sum so obtained the amount of State  
40 appropriation applicable. The remainder shall be designated as  
41 the "district cost for [vocational] career and technical or  
42 other extension education." Determine the total pupil hours of  
43 instruction during the school year immediately preceding, divide  
44 the "district cost for [vocational] career and technical or  
45 other extension education" by the total pupil hours of  
46 instruction. The cost so determined shall be the "[vocational]  
47 career and technical or other extension tuition [charge] charge"  
48 per pupil hour of instruction.

49 \* \* \*

50 Section 2562. Payments by Districts for Pupils Attending in  
51 Other Districts.--For each elementary or high school pupil

1 attending a public school of another district, the receiving  
2 district shall bill the sending district, and the sending  
3 district shall pay the amount of the tuition charge per  
4 elementary pupil, or the tuition charge per high school pupil,  
5 as the case may be. In the case of pupils attending the  
6 receiving district's public schools for less than a full school  
7 term, the tuition charge per elementary or high school pupil  
8 shall be prorated by reference to the period of time over which  
9 such pupils actually attended the receiving district's schools.

10 For each [vocational] career and technical or other extension  
11 education pupil attending an extension class of another  
12 district, the receiving district shall bill the sending district  
13 if the attendance is previously approved by the sending district  
14 and the sending district shall pay the [vocational] career and  
15 technical or other extension tuition charge per pupil hour of  
16 instruction for each hour of attendance of each such pupil.

17 Nothing herein shall prohibit the payment of a tuition for  
18 [vocational] career and technical or other extension pupils by a  
19 non-resident adult pupil sponsoring agency or employer.

20 Section 2563. Certification of Pupils Admitted from Other  
21 Districts; Monthly Payments.--The board of school directors in  
22 any school district [or the board of directors of vocational  
23 schools in any vocational school district] maintaining an  
24 elementary school or a high school or an extension class which  
25 is attended by any pupils residing in another district shall,  
26 upon admission of such pupils, properly certify to the board of  
27 school directors of the school district in which such pupils  
28 reside, the names of all such pupils and whether they are  
29 attending an elementary school or a high school or an extension  
30 class, together with a statement of the tuition charge per  
31 elementary pupil and the tuition charge per high school pupil  
32 and the [vocational] career and technical or other extension  
33 tuition charge per pupil hour of instruction. All such tuition  
34 charges shall be paid monthly to the school district [or the  
35 vocational school district] maintaining such elementary school  
36 or high school by the school district to which the same was  
37 certified.

38 Section 2574. Approved Reimbursable Rental for Leases  
39 Hereafter Approved and Approved Reimbursable Sinking Fund  
40 Charges on Indebtedness.--\* \* \*

41 (e) For area [vocational-technical] career and technical  
42 school and technical institute projects leased subsequent to  
43 July 1, 1964, by or for lease to a board of school directors  
44 authorized to operate such a school, the Department of Education  
45 shall calculate an approved reimbursable rental charge.

46 For area [vocational-technical] career and technical school  
47 and technical institute projects constructed or purchased  
48 subsequent to July 1, 1964, by a board of school directors  
49 authorized to operate such a school, the Department of Education  
50 may calculate an approved reimbursable sinking fund charge.

51 Approved reimbursable rental or sinking fund charge shall

1 consist of that part of the annual rental or sinking fund  
2 attributable to:

3 (1) Cost of acquiring land and preparing it for use to the  
4 extent that such costs are deemed reasonable by the Department  
5 of Education and the interest on such cost of acquisition, cost  
6 of preparation and the cost of sewage treatment and the interest  
7 on such cost.

8 (2) Machinery, apparatus, furniture and equipment and all  
9 other necessary expenses and interest charges, but excluding  
10 architects' fees in excess of six percent of the construction  
11 cost.

12 The approved building construction cost and the interest on  
13 such construction cost shall not exceed the product of the rated  
14 full-time pupil capacity, as determined by the Department of  
15 Education at the time the project is approved and two thousand  
16 two hundred dollars (\$2,200).

17 The provisions of the foregoing paragraph shall apply to all  
18 school building projects for which the general construction  
19 contract is awarded prior to July 1, 1966, and for approved  
20 school building projects for which a lease was approved by the  
21 Department of Education prior to July 1, 1966. For school  
22 buildings for which the general construction contract is awarded  
23 subsequent to July 1, 1966, and for approved school building  
24 projects for which the general construction contract was awarded  
25 but for which a lease was not approved by the Department of  
26 Education prior to July 1, 1966, the approved building  
27 construction cost and the interest on such construction cost  
28 shall not exceed the product of the rated full-time pupil  
29 capacity, as determined by the Department of Education at the  
30 time the project is approved, and three thousand seven hundred  
31 dollars [(\$3700)] (\$3,700).

32 For school buildings for which the general construction  
33 contract is awarded subsequent to July 1, 1984, and for approved  
34 school building projects for which the general construction  
35 contract was awarded but for which a lease or general obligation  
36 bond resolution was not approved by the Department of Education  
37 prior to July 1, 1984, the approved building construction cost  
38 and the interest on such construction cost shall not exceed the  
39 product of the rated full-time pupil capacity, as determined by  
40 the Department of Education at the time the project is approved,  
41 and six thousand three hundred dollars (\$6,300).

42 For school buildings for which the general construction  
43 contract is awarded subsequent to January 1, 2005, and for  
44 approved school building projects for which the general  
45 construction contract was awarded but for which a lease or  
46 general obligation bond resolution was not approved by the  
47 Department of Education prior to January 1, 2005, the approved  
48 building construction cost shall not exceed the product of the  
49 rated full-time pupil capacity, as determined by the Department  
50 of Education at the time the project is approved, and seven  
51 thousand six hundred dollars (\$7,600).

1 The Department of Education shall not approve the expenditure  
2 of any funds borrowed or obtained by the sale of bonds by any  
3 authority, nonprofit corporation, profit corporation, company or  
4 individual for construction of area [vocational-technical]  
5 career and technical schools or technical institutes for  
6 bleachers, athletic field, lighting equipment or apparatus used  
7 to promote and conduct interscholastic athletics.

8 \* \* \*

9 Section 2574.2. Approved Reimbursable Annual Rental for  
10 Leases of Buildings and Facilities for School Use.--For extended  
11 leases of buildings and facilities for school use authorized  
12 under the provisions of section 703.1 which have been approved  
13 by the Secretary of Education, the Department of Education shall  
14 calculate an approved reimbursable annual rental charge.

15 Approved reimbursable annual rental for such approved leases  
16 of building facilities constructed for school use shall be the  
17 lesser of (i) the product of the annual rental payable under the  
18 provisions of the approved lease agreement times the ratio of  
19 the pupil scheduled area to the architectural area, or (ii) the  
20 product of the rated pupil capacity as determined by the  
21 Department of Education at the time of initial lease times one  
22 hundred sixty dollars (\$160) for elementary schools, two hundred  
23 twenty dollars (\$220) for secondary schools, or two hundred  
24 seventy dollars (\$270) for area [vocational-technical] career  
25 and technical schools.

26 Annual approved rental payable for approved leases of  
27 existing facilities altered for school use shall be the lesser  
28 of (i) the product of the annual rental payable under the  
29 provisions of the approved lease agreement times the ratio of  
30 the pupil scheduled area to the architectural area, or (ii) the  
31 product of the rated pupil capacity, as determined by the  
32 Department of Education at the time of initial lease, times one  
33 hundred twelve dollars (\$112) for elementary, one hundred fifty-  
34 four dollars (\$154) for secondary, or one hundred eighty-nine  
35 dollars (\$189) for area [vocational-technical] career and  
36 technical schools.

37 Section 2574.3. Approved Reimbursable Annual Rental for  
38 Leases of Buildings or Portions of Buildings for Charter School  
39 Use.--(a) For leases of buildings or portions of buildings for  
40 charter school use which have been approved by the Secretary of  
41 Education on or after July 1, 2001, the Department of Education  
42 shall calculate an approved reimbursable annual rental charge.  
43 Approved reimbursable annual rental for such approved leases of  
44 buildings or portions of buildings for charter school use shall  
45 be the lesser of (i) the annual rental payable under the  
46 provisions of the approved lease agreement, or (ii) the product  
47 of the enrollment, as determined by the Department of Education,  
48 times one hundred sixty dollars (\$160) for elementary schools,  
49 two hundred twenty dollars (\$220) for secondary schools or two  
50 hundred seventy dollars (\$270) for area [vocational-technical]  
51 career and technical schools. The Commonwealth shall pay

1 annually for the school year 2001-2002 and each school year  
2 thereafter to each charter school which leases with the approval  
3 of the Department of Education buildings or portions of  
4 buildings for charter school use under these provisions an  
5 amount determined by multiplying the aid ratio of the charter  
6 school by the approved reimbursable annual rental.

7 \* \* \*

8 Section 2575. Payments on Account of Leases Hereafter  
9 Approved and on Account of Sinking Fund Charges on Indebtedness  
10 for School Buildings Hereafter Constructed.--\* \* \*

11 (b) The Commonwealth shall pay, annually, to each school  
12 district which constructs, purchases or leases with the approval  
13 of the Department of [Public Instruction] Education an area  
14 [vocational-technical] career and technical school building or  
15 technical institute building or which shares in the  
16 construction, purchase or lease of such building or buildings  
17 under provisions of the Public School Building Authority Act,  
18 the Municipality Authority Act, section 758 [of the Public  
19 School Code of 1949, or section] or 791 of [the Public School  
20 Code of 1949] this act, or other agency, or through the  
21 incurring of indebtedness by the issuance of general obligation  
22 bonds, an amount to be determined by multiplying the district's  
23 aid ratio or fifty per cent, whichever is more, by the approved  
24 reimbursable rental approved reimbursable sinking fund charge  
25 multiplied by the district's proportionate share of such rental  
26 sinking fund charge.

27 Section 2577. Limitations on Approval of Projects for  
28 Reimbursement Purposes.--

29 (b) The Department of [Public Instruction] Education shall  
30 determine reimbursement eligibility of all projects including  
31 projects submitted for approval prior to the effective date of  
32 this act in the order of date of filing of applications for  
33 project approval with the department, except that in the case of  
34 application for area [vocational-technical] career and technical  
35 schools, the department may grant priority to such applications  
36 in the order in which said applications are received and process  
37 them immediately. If a delay in departmental processing of any  
38 application on file is occasioned by the applying school  
39 district, the department shall proceed to determine  
40 reimbursement eligibility of projects next in order, except that  
41 in the event of any emergency due to fire, flood, orders from  
42 the Department of Labor and Industry to close school buildings  
43 or parts thereof where such school buildings or parts thereof  
44 are determined to be [irreparable] irreparable and are closed  
45 finally by the Department of Labor and Industry, or an act of  
46 God, which causes undue hardship beyond the control of the  
47 applying school district, the department may grant priority over  
48 the eligibility of projects submitted prior to the emergency  
49 application[: Provided, however, That in cases where priority is  
50 granted due to closed schools or parts thereof by orders of the  
51 Department of Labor and Industry, the approved reimbursable

1 costs of such projects shall not be included within the  
2 aggregate for projects already undertaken or to be undertaken as  
3 provided in subsection (a) of this section].

4 (c) Unless the general construction contract for any project  
5 is awarded within ten months subsequent to the date of approval  
6 by the Department of [Public Instruction] Education and by any  
7 other agency as required by existing law, approval shall be  
8 withdrawn, except that when a district shows to the satisfaction  
9 of the department that the contract has not been let for reasons  
10 beyond its control or that withdrawal of approval would work  
11 undue hardship, the department may grant extensions beyond the  
12 ten-months period for three periods of ninety days each before  
13 approval is withdrawn. [Any project for which approval was  
14 withdrawn under the provisions of act 417, approved March 22,  
15 1956 (P.L.1315), may be reinstated by the Department of Public  
16 Instruction and granted extensions which, together with the time  
17 already elapsed, shall not exceed nineteen months beyond the  
18 date of approval given by the Department of Public Instruction  
19 or any agency as required by existing law.] A project for which  
20 approval is withdrawn may be resubmitted to the department as a  
21 new project.

22 Section 2578. Payments.--\* \* \*

23 (b) All payments due school districts by the Commonwealth on  
24 account of obligations to the State Public School Building  
25 Authority, sinking fund charges, or rentals under leases with  
26 municipality authorities, nonprofit corporations or profit on  
27 nonprofit corporations, partnerships, associations or persons  
28 for building or educational equipment for area technical  
29 schools, shall be paid to the intermediate unit operating the  
30 school. School districts not originally parties to an agreement  
31 with the State Public School Building Authority or a lease with  
32 a municipality authority, a nonprofit corporation or a profit or  
33 nonprofit corporation, partnership, association or person for  
34 buildings or educational equipment for an area technical school  
35 but later electing to participate in the operation of the school  
36 and agreeing to pay a part of the annual payments due under the  
37 agreement or lease shall be entitled to payments by the  
38 Commonwealth to the same extent as though they had originally  
39 been parties to the agreement or lease. The amount thereof shall  
40 be paid to the intermediate unit. No payments shall be made on  
41 account of obligations or rentals for buildings or educational  
42 equipment for area technical schools unless the schools conform  
43 to plans approved by the State Board [for Vocational] of Career  
44 and Technical Education.

45 Section 2593. Responsibility for [Vocational] Career and  
46 Technical Programs.--\* \* \*

47 (b) It shall be the responsibility of every school district  
48 to comply with all provisions of the act and of regulations of  
49 the State Board of Education and standards of the department  
50 promulgated hereunder with regard to the provision of  
51 [vocational] career and technical education programs and to make



1 such financing arrangements as it deems proper with area  
2 [vocational-technical] career and technical schools in order so  
3 to comply.

4 Section 2594. Special Payments on Account of Minimum Salary  
5 Increases.--(a) For the school year 1988-1989 and each school  
6 year thereafter beginning before the expiration of the term of  
7 any contract or agreement effective on or before the effective  
8 date of this section between a public employer and a public  
9 employe or employe organization pursuant to the act of July 23,  
10 1970 (P.L.563, No.195), known as the "Public Employe Relations  
11 Act," each school district, intermediate unit and area  
12 [vocational-technical] career and technical school which elects  
13 to increase minimum salaries pursuant to section 1142.1 shall be  
14 paid in the manner provided in subsection (b), in addition to  
15 any other payments to which it is entitled, a special payment to  
16 cover the cost of implementing section 1142.1.

17 (b) For the school year 1988-1989, the amount paid to each  
18 school district, intermediate unit and area [vocational-  
19 technical] career and technical school shall be the difference  
20 between the salary paid to each full-time teacher at the  
21 beginning of the school term 1988-1989 that is less than  
22 eighteen thousand five hundred dollars (\$18,500) and an amount  
23 equal to eighteen thousand five hundred dollars (\$18,500). For  
24 the school year 1989-1990 and each school year thereafter, the  
25 amount paid shall be the difference between the salary payable  
26 to each full-time teacher at the beginning of the school term  
27 under the terms of the contract or agreement in effect on the  
28 effective date of this section which is less than eighteen  
29 thousand five hundred dollars (\$18,500) and an amount equal to  
30 eighteen thousand five hundred dollars (\$18,500). The amount so  
31 calculated shall be paid to each qualifying school district,  
32 intermediate unit and area [vocational-technical] career and  
33 technical school by the Department of Education during each  
34 school year for which each school district, intermediate unit  
35 and area [vocational-technical] career and technical school  
36 qualifies out of the funds appropriated to the department for  
37 this purpose.

38 (c) For each school year for which a school district,  
39 intermediate unit and area [vocational-technical] career and  
40 technical school qualifies for a special payment under  
41 subsection (a), the entire employer's share of contributions to  
42 the Public School Employe's Retirement Fund and Social Security  
43 attributable to the salary increase implemented pursuant to  
44 section 1142.1 shall be paid for each school district,  
45 intermediate unit and area [vocational-technical] career and  
46 technical school out of funds appropriated to the Department of  
47 Education for such purposes.

48 Section 2595. School Performance Incentives.--\* \* \*

49 (b) Any public elementary school, secondary school or area  
50 [vocational-technical] career and technical school is eligible  
51 to participate in the school performance program.

1 (c) (1) School performance will be determined by  
2 improvements in student accomplishment or maintenance of high  
3 standards using the following criteria:

4 \* \* \*

5 (iv) rates of employment related to the training received by  
6 area [vocational-technical] career and technical school  
7 graduates until such time as an occupational competency testing  
8 program is established and which meets the measurement  
9 requirements in this section; or

10 \* \* \*

11 (h) Nothing contained in this section shall be construed to  
12 supersede or preempt any provisions of a collective bargaining  
13 agreement negotiated by a school and the employe organization  
14 district, intermediate unit or area [vocational-technical]  
15 career and technical school that is in effect on the effective  
16 date of this section.

17 Section 2597.3. Eligible Grant Applicants.--Applications for  
18 grants may be submitted by school districts and nonprofit  
19 community-based organizations. Community-based organizations  
20 must demonstrate that the program will operate in collaboration  
21 with a school district, intermediate unit or area [vocational-  
22 technical] career and technical school.

23 Section 2597.4. Program Requirements.--Services and programs  
24 may be provided to students in grades kindergarten through  
25 twelve. Services and programs shall include the following:

26 \* \* \*

27 (2) Dropout Prevention Programs. Services and programs shall  
28 include the following:

29 \* \* \*

30 (iv) [Vocational] Career and technical education and school-  
31 to-work transition.

32 \* \* \*

33 Section 2597.5. Criteria for Awarding Grants.--\* \* \*

34 (c) Dropout prevention is to be measured by:

35 \* \* \*

36 (4) The extent to which the school district program is  
37 linked to those of other relevant service providers, such as  
38 literacy councils, area [vocational-technical] career and  
39 technical schools, post-secondary educational and training  
40 institutions, private industry councils, social service agencies  
41 and community-based organizations.

42 \* \* \*

43 Section 2599. Administrative/Instructional Consolidation  
44 Incentives.--\* \* \*

45 (b) Any school district, area [vocational-technical] career  
46 and technical school, intermediate unit or joint school is  
47 eligible to participate in the consolidation incentives program  
48 and shall be considered a school entity for the purposes of this  
49 section.

50 \* \* \*

51 (d) \* \* \*

1 (6) Nothing contained in this section shall be construed to  
2 supersede or preempt any provisions of a collective bargaining  
3 agreement negotiated by a school district, intermediate unit or  
4 area [vocational-technical] career and technical school and the  
5 employe organization that is in effect on the effective date of  
6 this section.

7 Section 2599.1. Multipurpose Service Center Grant Program.--

8 \* \* \*

9 (c) As used in this section, the following words and phrases  
10 shall have the meanings given to them in this subsection:

11 "Displaced homemaker" or "single parent." An individual who:

12 (1) Has worked in the home, providing unpaid household  
13 services for family members.

14 (2) Is underemployed.

15 (3) Has had or is having difficulty securing employment.

16 (4) Has been dependent on the income of another family  
17 member but is no longer supported by such income, has been  
18 dependent on government assistance or is supported as the parent  
19 of minor children by government assistance or other support.

20 "Multipurpose service center." A community-based  
21 organization, school district, joint school district or  
22 intermediate unit, postsecondary school, institution of higher  
23 learning or area [vocational-education] career and technical  
24 education school that provides job counseling services; job  
25 training, education and placement services; financial management  
26 services, outreach information services with respect to Federal  
27 and State employment and education, health and unemployment  
28 assistance programs to displaced homemakers and single parents.

29 Section 2599.2. Pennsylvania Accountability Grants.--\* \* \*

30 (f) As used in this section, the following words and phrases  
31 shall have the meanings given to them in this subsection:

32 "Applied knowledge." Information technology, computer  
33 equipment, education software and related advanced technologies  
34 necessary to increase students' access to worldwide information  
35 and their expertise in this regard.

36 "Career awareness program." An educational program that  
37 introduces students to a variety of career and [vocational]  
38 technical options and includes such activities as job shadowing,  
39 field trips and tours, career days or the administration of  
40 career assessment tests and inventories.

41 "Career days." Special events that allow students to meet  
42 with employers, career development specialists, community-based  
43 organization representatives and postsecondary educators and are  
44 designed to encourage students to gain information about careers  
45 and job opportunities.

46 "Department." The Department of Education of the  
47 Commonwealth.

48 "Grant." A Pennsylvania accountability grant awarded under  
49 this section.

50 "Highly qualified." A highly qualified elementary teacher or  
51 a highly qualified middle or secondary teacher as defined in 22

1 Pa. Code § 403.2 (relating to definitions).

2 "Job shadowing." As part of career exploration activities in  
3 late middle and early high school, activity of a student  
4 following an employe for one or more days to learn about a  
5 particular occupation or industry, which activity is intended to  
6 help students explore a range of career objectives and possibly  
7 to select a career pathway.

8 "Science." A curricular offering in support of the science  
9 and technology content area as defined in 22 Pa. Code § 4.12  
10 (relating to academic standards).

11 Section 2602-B. Membership.--\* \* \*

12 (e) For the purpose of formulating policy proposals  
13 applicable to elementary, secondary, [vocational-technical]  
14 career and technical education and higher education in this  
15 Commonwealth, there shall be two councils, which shall consist  
16 of ten (10) members of the board each, the chairman being a  
17 member of both councils, and shall be known as the Council of  
18 Basic Education and the Council of Higher Education. The  
19 Governor shall designate to serve at his pleasure a member  
20 serving on each council to act as chairman of the council. Each  
21 council shall meet at the call of its chairman or at the request  
22 of a majority of the members of the council. The chairman of the  
23 board may appoint special joint committees from among the  
24 members of the board to formulate policy proposals in those  
25 areas which fall within the purview of both of the councils.

26 (f) Except for the chairman, not more than two (2) members  
27 serving on each council shall be employed either in a school  
28 system or in the Department of Education. For purposes of this  
29 subsection, the State System of Higher Education shall not be  
30 considered a school system. Three (3) members of the Council of  
31 Higher Education shall be actively employed by an institution of  
32 higher education, at least one holding an administrative  
33 position and at least one holding a professional position on a  
34 faculty of an institution of higher education. At least two (2)  
35 members serving on each council shall have had previous  
36 experience with [vocational-technical] career and technical  
37 education or training.

38 \* \* \*

39 Section 2604-B. Powers and Duties of Council of Basic  
40 Education and Council of Higher Education.--\* \* \*

41 (b) The Council of Basic Education shall have the power, and  
42 its duty shall be to:

43 \* \* \*

44 (2) investigate programs, conduct research studies and  
45 formulate policy proposals in all educational areas not within  
46 the purview of higher education, including, but not limited to:

47 (i) the creation, merger, consolidation and reorganization  
48 of school districts, the establishment of joint schools, area  
49 [vocational-technical] career and technical schools and such  
50 other administrative organizations as may be provided by law;

51 \* \* \*

1 (3) encourage and promote such agricultural, industrial,  
2 [vocational] career and technical education programs as the  
3 needs of this Commonwealth may, from time to time, require; and  
4 \* \* \*

5 Amend Bill, page 22, line 4, by striking out "9" and  
6 inserting

7 62

8 Amend Bill, page 22, line 7, by striking out "10" and  
9 inserting

10 63

11 Amend Bill, page 22, line 12, by striking out "9" and  
12 inserting

13 62