

AMENDMENTS TO SENATE BILL NO. 932

Sponsor: REPRESENTATIVE LONGIETTI

Printer's No. 1197

1 Amend Bill, page 1, lines 9 through 11, by striking out all
2 of said lines and inserting

3 Section 1. The definitions of "education improvement
4 organization," "opportunity scholarship organization," "pre-
5 kindergarten scholarship organization," "scholarship
6 organization" and "school-related fees" in section 2002-B of the
7 act of March 10, 1949 (P.L.30, No.14), known as the Public
8 School Code of 1949, are amended to read:

9 Amend Bill, page 1, by inserting between lines 15 and 16

10 * * *

11 "Educational improvement organization." A nonprofit entity
12 which:

13 (1) is exempt from Federal taxation under section 501(c)
14 (3) of the Internal Revenue Code of 1986 (Public Law 99-514,
15 26 U.S.C. § 1 et seq.); and

16 (2) contributes at least [80%] 95% of its annual
17 receipts as grants to a public school, a chartered school as
18 defined in section 1376.1, or a private school approved under
19 section 1376, for innovative educational programs.
20 For purposes of this definition, a nonprofit entity
21 "contributes" its annual cash receipts when it expends or
22 otherwise irrevocably encumbers those funds for expenditure
23 during the then-current fiscal year of the nonprofit entity or
24 during the next succeeding fiscal year of the nonprofit entity.
25 A nonprofit entity shall include a school district foundation,
26 public school foundation, charter school foundation or cyber
27 charter school foundation.

28 * * *

29 "Opportunity scholarship organization." A nonprofit entity
30 which:

31 (1) Is exempt from Federal taxation under section 501(c)
32 (3) of the Internal Revenue Code of 1986 (Public Law 99-514,
33 26 U.S.C. § 1 et seq.); and

34 (2) Contributes at least [80%] 95% of the entity's
35 annual cash receipts to an opportunity scholarship program.
36 For the purposes of this definition, a nonprofit entity
37 contributes the entity's cash receipts to an opportunity

1 scholarship program when the entity expends or otherwise
2 irrevocably encumbers those funds for distribution during the
3 then-current fiscal year of the nonprofit entity or during the
4 next succeeding fiscal year of the nonprofit entity.

5 * * *

6 "Pre-kindergarten scholarship organization." A nonprofit
7 entity which:

8 (1) is exempt from Federal taxation under section 501(c)

9 (3) of the Internal Revenue Code of 1986 or is operated as a
10 separate segregated fund by a scholarship organization that
11 has been qualified under section 2003-B; and

12 (2) contributes at least [80%] 95% of its annual cash
13 receipts to a pre-kindergarten scholarship program by
14 expending or otherwise irrevocably encumbering those funds
15 for distribution during the then-current fiscal year of the
16 organization or during the next succeeding fiscal year of the
17 organization.

18 * * *

19 "Scholarship organization." A nonprofit entity which:

20 (1) is exempt from Federal taxation under section 501(c)

21 (3) of the Internal Revenue Code of 1986; and

22 (2) contributes at least [80%] 95% of its annual cash
23 receipts to a scholarship program.

24 For purposes of this definition, a nonprofit entity
25 "contributes" its annual cash receipts to a scholarship program
26 when it expends or otherwise irrevocably encumbers those funds
27 for distribution during the then-current fiscal year of the
28 nonprofit entity or during the next succeeding fiscal year of
29 the nonprofit entity.