THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL
No. 442 Session of 2013

INTRODUCED BY DINNIMAN, FOLMER, FONTANA AND BRUBAKER, FEBRUARY 7, 2013

SENATOR FOLMER, EDUCATION, AS AMENDED, MARCH 19, 2013

AN ACT

Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," in certification of teachers, further providing for continuing professional education for school or system leaders.

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

Section 1. Section 1205.5 of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, is amended by adding a subsection to read:

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

(c.1) (1) Beginning with the school year that commences after the effective date of this subsection, if every school or system leaders whose school or school district makes adequate yearly progress or shows growth under the value-added assessment system as defined in section 221 for the three prior school years, then as defined in section 221 for the three prior school years, then
THE SCHOOL OR SYSTEM LEADER shall be exempt from the
requirements of subsections (a) and (b) FOR EACH YEAR THEREAFTER UNTIL ANY OF SUCH SCHOOLS FAILS TO MAKE ADEQUATE YEARLY PROGRESS OR SHOW GROWTH UNDER THE VALUE-ADDED ASSESSMENT SYSTEM OR UNTIL THE SCHOOL OR SYSTEM LEADER IS NO LONGER ASSIGNED TO THE SCHOOLS THAT MEET THE REQUIREMENTS FOR EXEMPTION UNDER THIS SUBSECTION.

(2) If the school or school district A SCHOOL fails to make adequate yearly progress or show growth under the value-added assessment system in any school year that commences after the effective date of this subsection, the school or system leaders assigned to that school or school district shall comply with subsections (a) and (b) until the school or school district again makes adequate yearly progress or shows growth under the value-added assessment system for three consecutive school years IN WHICH ITS SCHOOL OR SYSTEM LEADERS ARE EXEMPT UNDER PARAGRAPH (1), THEN THE SCHOOL OR SYSTEM LEADER ASSIGNED TO THE SCHOOL SHALL RESUME COMPLIANCE WITH SUBSECTIONS (A) AND (B) BY SATISFYING THE UNMET REQUIREMENTS OF THE COMPLIANCE PERIOD THAT THE SCHOOL OR SYSTEM LEADER WAS OBLIGATED TO COMPLETE IMMEDIATELY PRIOR TO THE EXEMPTION. THE SCHOOL OR SYSTEM LEADER SHALL HAVE THE REMAINING DURATION OF THE UNCOMPLETED COMPLIANCE PERIOD TO SATISFY THE UNMET REQUIREMENTS BEFORE A NEW COMPLIANCE PERIOD BEGINS FOR THE SCHOOL OR SYSTEM LEADER. THE SCHOOL MAKING ADEQUATE YEARLY PROGRESS OR SHOWING GROWTH UNDER THE VALUE-ADDED ASSESSMENT SYSTEM FOR ANOTHER THREE CONSECUTIVE SCHOOL YEARS SHALL STAY THE UNMET COMPLIANCE REQUIREMENTS AND PERIOD IF THE SCHOOL OR SYSTEM LEADER REQUALIFIES FOR EXEMPTION UNDER SUBSECTION (C)(1).

(3) IF A SCHOOL OR SYSTEM LEADER EXEMPT UNDER SUBSECTION (C)(1) IS FOR ANY REASON NO LONGER ASSIGNED TO A SCHOOL WITH
SCHOOL OR SYSTEM LEADERS WHO ARE EXEMPT UNDER PARAGRAPH (C)(1),
THE SCHOOL OR SYSTEM LEADER SHALL RESUME COMPLIANCE WITH
SUBSECTIONS (A) AND (B) BY RESUMING TO SATISFY THE UNMET
REQUIREMENTS OF THE COMPLIANCE PERIOD THAT THE SCHOOL OR SYSTEM
LEADER WAS OBLIGATED TO COMPLETE IMMEDIATELY PRIOR TO THE
EXEMPTION. THE SCHOOL OR SYSTEM LEADER SHALL, WITHIN THE
REMAINING DURATION OF THAT UNCOMPLETED COMPLIANCE PERIOD,
SATISFY THE UNMET REQUIREMENTS BEFORE A NEW COMPLIANCE PERIOD
BEGINS FOR THE SCHOOL OR SYSTEM LEADER. THE ASSIGNMENT OF A
SCHOOL OR SYSTEM LEADER TO A SCHOOL THAT HAS MADE ADEQUATE
YEARLY PROGRESS OR SHOWS GROWTH UNDER THE VALUE-ADDED ASSESSMENT
SYSTEM FOR THREE CONSECUTIVE SCHOOL YEARS SHALL STAY THE UNMET
COMPLIANCE REQUIREMENTS AND PERIOD IF THE SCHOOL OR SYSTEM
LEADER REQUALIFIES FOR EXEMPTION UNDER PARAGRAPH (1).
(4) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO EXEMPT
ANY SCHOOL OR SYSTEM LEADER FROM ANY CONTINUING PROFESSIONAL
EDUCATION REQUIRED BY THE SCHOOL OR SCHOOL DISTRICT TO WHICH THE
SCHOOL OR SYSTEM LEADER IS ASSIGNED.
(5) FOR THE PURPOSE OF THIS SUBSECTION, THE FOLLOWING WORDS
AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
PARAGRAPH UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:
"COMPLIANCE PERIOD" SHALL HAVE THE MEANING GIVEN TO IT UNDER
SECTION 1205.2.
"SCHOOL" SHALL MEAN ANY SPECIFIC SCHOOL ADMINISTERED WITHIN A
SCHOOL DISTRICT.
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Section 2. This act shall take effect in 60 days.