

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 419

Session of  
1979

INTRODUCED BY MESSRS. FREIND, GANNON, CIMINI, MACKOWSKI,  
MRS. ARTY, MESSRS. SPITZ, MICOZZIE, GALLAGHER, COWELL,  
MRS. TAYLOR AND MESSRS. COHEN AND CALTAGIRONE, MARCH 2, 1979

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF  
REPRESENTATIVES, AS AMENDED, SEPTEMBER 16, 1980

## AN ACT

1 Amending the act of August 24, 1963 (P.L.1132, No.484), entitled  
2 "An act providing for the creation, establishment and  
3 operation of community colleges, granting certain powers to  
4 the State Board of Education, the Council of Higher Education  
5 and the Department of Public Instruction; authorizing school  
6 districts, county boards of school directors and  
7 municipalities to sponsor community colleges; authorizing  
8 school districts and municipalities to levy certain taxes;  
9 providing for reimbursements by the Commonwealth of certain  
10 costs and expenses, and making an appropriation," further  
11 providing for payments by the Commonwealth and providing for  
12 the status of the submission of the budget.

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

15 Section 1. Subsection (b) of section 6, act of August 23,  
16 1963 (P.L.1132, No.484), known as the "Community College Act of  
17 1963," amended October 26, 1965 (P.L.651, No.322), is amended to  
18 read:

19 Section 6. Powers and Duties of Board of Trustees.--\* \* \*

20 (b) Contracts shall be entered into and other acts shall be  
21 done by the board of trustees of a community college in the name  
22 of the community college. The board of trustees shall submit an

1 annual budget for consideration and approval by the local  
2 sponsor. The submission of the budget by the board of trustees  
3 shall constitute a "formal action" as defined by the act of July  
4 19, 1974 (P.L.486, No.175), referred to as the Public Agency  
5 Open Meeting Law. The board of trustees shall supervise the  
6 expenditure of appropriations made by the local sponsor and  
7 shall conduct the business affairs of the community college in  
8 accordance with rules, regulations and procedures approved by  
9 the local sponsor. All property purchased by or granted to the  
10 board of trustees of a community college shall be held in the  
11 name of a community college on behalf of the local sponsor of  
12 the college.

13 \* \* \*

14 Section 2. Subsection (b) of section 14 of the act, amended  
15 July 18, 1974 (P.L.480, No.173), is amended to read:

16 Section 14. Financial Program; Reimbursement or Payments.--

17 \* \* \*

18 (b) (1) The Commonwealth shall pay to a community college  
19 on behalf of the sponsor on account of its operating costs  
20 during the fiscal year from funds appropriated for that purpose  
21 an amount equal to one-third of such college's approved  
22 operating costs not to exceed one thousand five hundred dollars  
23 ~~(\$1,500) for fiscal years up through and including 1978-1979,~~ <—  
24 ~~one thousand eight hundred dollars (\$1,800) for fiscal year~~  
25 ~~1979-1980, and two thousand one hundred dollars (\$2,100) for~~  
26 ~~fiscal year 1980-1981 and thereafter~~ FOR FISCAL YEARS UP TO AND <—  
27 INCLUDING 1979-1980 AND ONE THOUSAND EIGHT HUNDRED DOLLARS  
28 (\$1,800) FOR FISCAL YEAR 1980-1981 AND THEREAFTER per student  
29 multiplied by the number of equivalent full-time students  
30 determined by an audit to be made in a manner prescribed by the

1 State Board of Education. In addition the Commonwealth shall pay  
2 to a community college on account of its operating costs for all  
3 equivalent full-time students enrolled in two-year or less than  
4 two-year terminal non-liberal arts programs, a sum of one  
5 hundred and fifty dollars (\$150) ~~for fiscal years up to and~~ <—  
6 ~~including 1979-1980, two hundred fifty dollars (\$250) for fiscal~~  
7 ~~year 1980-1981 and three hundred dollars (\$300) for fiscal year~~  
8 ~~1981-1982 and thereafter~~ for each such equivalent full-time  
9 student. The Secretary of Education shall have the power and his  
10 duty shall be to designate the programs of study which conform  
11 to the intent of this act. Each community college shall maintain  
12 such accounting and student attendance records on generally  
13 accepted principles and standards as will lend themselves to  
14 satisfactory audit. The Commonwealth shall pay to a community  
15 college on behalf of the sponsor on account of its capital  
16 expenses an amount equal to one-half of such college's annual  
17 capital expenses from funds appropriated for that purpose to the  
18 extent that said capital expenses have been approved as herein  
19 provided.

20 (2) FOR PURPOSES OF DETERMINING COMMONWEALTH REIMBURSEMENT <—  
21 OF OPERATING COSTS, FEDERALLY FUNDED EXPENDITURES FOR THOSE  
22 PROGRAMS IN WHICH THE COMMONWEALTH PARTICIPATES IN THE COST  
23 SHALL BE DEDUCTED FROM TOTAL OPERATING EXPENDITURES TO DETERMINE  
24 NET REIMBURSABLE OPERATING COSTS.

25 \* \* \*

26 Section 3. This act shall take effect ~~July 1, 1979~~ <—  
27 ~~regardless of its date of final enactment.~~ IMMEDIATELY AND SHALL <—  
28 BE RETROACTIVE TO JULY 1, 1980.