

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1151 Session of
2006

INTRODUCED BY MUSTO, MELLOW, BOSCOLA, FONTANA, STOUT,
TARTAGLIONE, COSTA, FERLO, C. WILLIAMS, FUMO, KITCHEN,
WASHINGTON, STACK, LOGAN, KASUNIC, HUGHES, O'PAKE,
A. WILLIAMS, LAVALLE AND WOZNIAK, MARCH 22, 2006

REFERRED TO EDUCATION, MARCH 22, 2006

AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An
2 act relating to the public school system, including certain
3 provisions applicable as well to private and parochial
4 schools; amending, revising, consolidating and changing the
5 laws relating thereto," further providing for payments to
6 intermediate units, for special education payments to school
7 districts and for extraordinary special education program
8 expenses.

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

11 Section 1. Sections 2509.1 and 2509.5 of the act of March
12 10, 1949 (P.L.30, No.14), known as the Public School Code of
13 1949, are amended by adding subsections to read:

14 Section 2509.1. Payments to Intermediate Units.--* * *

15 (b.14) Up to ten million seven hundred and fifty thousand
16 dollars (\$10,750,000) may be utilized for programs administered
17 and operated by intermediate units during the 2006-2007 school
18 year for institutionalized children as established in subsection
19 (b.1).

20 * * *

Section 2509.5. Special Education Payments to School Districts.--* * *

(rr) During the 2006-2007 school year, each school district shall be paid the amount it received during the 2005-2006 school year under subsections (pp) and (qq).

(ss) During the 2006-2007 school year, twenty-two million four hundred sixty-seven thousand and nine hundred seventy dollars (\$22,467,970) of the funds appropriated to the Department of Education for special education shall be used to provide supplemental funding for special education to all school districts. Each school district shall receive a funding supplement calculated as follows:

(1) multiply each school district's 2006-2007 market value/income aid ratio by sixteen percent (16%) of its 2005-2006 average daily membership;

(2) multiply the product from paragraph (1) by twenty million nine hundred forty-three thousand and five hundred dollars (\$20,943,500); and

(3) divide the resultant product from paragraph (2) by the sum of the products of the 2006-2007 market value/income aid ratio multiplied by sixteen percent (16%) of the 2005-2006 average daily membership for all school districts.

(tt) Each school district shall receive an inflation index supplement as necessary so that the amounts under subsection (ss) and this subsection equal three and nine-tenths percent (3.9%) multiplied by each school district's 2006-2007 market value/income aid ratio of the amount in subsection (rr).

(uu) Each school district for which the sum of the supplements under subsections (ss) and (tt) provides an amount less than two percent (2%) of the amount provided under

1 subsection (rr) shall receive additional funding as necessary so
2 that the sum of the amounts provided under subsections (ss),
3 (tt) and this subsection equals two percent (2%) of the amount
4 provided under subsection (rr).

5 Section 2. Section 2509.8(e) of the act, added December 23,
6 2003 (P.L.304, No.48), is amended and the section is amended by
7 adding a subsection to read:

8 Section 2509.8. Extraordinary Special Education Program
9 Expenses.--* * *

10 (e) For the 2003-2004 [school year and each school year
11 thereafter], 2004-2005 and 2005-2006 school years, the
12 Department of Education shall set aside one percent (1%) of the
13 special education appropriation for extraordinary expenses
14 incurred in providing a special education program or service to
15 one or more students with disabilities as approved by the
16 Secretary of Education. Such special education program or
17 service shall include, but not be limited to, the transportation
18 of students with disabilities; services related to occupational
19 therapy, physical therapy, speech and language, hearing
20 impairments or visual impairments; or training in orientation
21 and mobility for children who are visually impaired or blind.

22 (f) For the 2006-2007 school year and each school year
23 thereafter, the Department of Education shall set aside two
24 percent (2%) of the special education appropriation for
25 extraordinary expenses incurred in providing a special education
26 program or service to one or more students with disabilities as
27 approved by the Secretary of Education.

28 Section 3. This act shall take effect immediately.