

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1113 Session of 2013

INTRODUCED BY DINNIMAN, BREWSTER, TEPLITZ, SCHWANK, FONTANA, COSTA, VULAKOVICH, BRUBAKER AND TARTAGLIONE, SEPTEMBER 26, 2013

SENATOR FOLMER, EDUCATION, AS AMENDED, OCTOBER 21, 2013

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," in preliminary provisions, further
6 providing for Keystone Exams; and, in State Board of
7 Education, further providing for ~~reports and recommendations~~ <--
8 POWERS AND DUTIES OF THE BOARD. <--

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

11 Section 1. Section 121 of the act of March 10, 1949 (P.L.30,
12 No.14), known as the Public School Code of 1949, added June 30,
13 2012 (P.L.684, No.82), is amended to read:

14 Section 121. Keystone Exams.--(a) Subject to annual
15 appropriation, not later than the 2020-2021 school year, the
16 Department of Education shall develop and implement Keystone
17 Exams in the following subjects: algebra I, literature, biology,
18 English composition, algebra II, geometry, United States
19 history, chemistry, civics and government and world history. The
20 State Board of Education shall promulgate regulations, subject

1 to the act of June 25, 1982 (P.L.633, No.181), known as the  
2 "Regulatory Review Act," necessary to implement this section.

3 (b) In addition to any requirements on the State Board of  
4 Education under the "Regulatory Review Act", on the same date  
5 that pursuant to the "Regulatory Review Act" the State Board of  
6 Education submits a proposed regulation for or related to the  
7 implementation of Keystone Exams under this section to the  
8 Legislative Reference Bureau for publication of notice of  
9 proposed rulemaking in the Pennsylvania Bulletin as required by  
10 the act of July 31, 1968 (P.L.769, No.240), referred to as the  
11 Commonwealth Documents Law, and thereafter on the same date it  
12 submits the text of the final-form regulation to the Independent  
13 Regulatory Review Commission, it shall submit to the chairman  
14 and minority chairman of the Education Committee of the Senate  
15 and the chairman and minority chairman of the Education  
16 Committee of the House of Representatives a detailed fiscal  
17 impact statement that the proposed or final-form regulation will  
18 have on the Commonwealth, the communities, the school districts  
19 and, if applicable, private and private religious schools. The  
20 detailed fiscal impact statement shall include a comprehensive  
21 fiscal note of all direct and indirect costs whether incurred in  
22 preparation of the proposed or final-form regulation or which  
23 will be required as a result of the promulgation of the  
24 regulation to its best dollar estimate. The State Board of  
25 Education may include narrative statements to accompany its best  
26 dollar estimate, but may not do so in lieu of detailed best  
27 estimated dollar amounts.

28 ~~Section 2. Section 2605 B of the act is amended by adding a <--~~  
29 ~~subsection to read:~~

30 ~~Section 2605 B. Reports and recommendations. \* \* \*~~

1 ~~(c) Anytime the board submits to the Independent Regulatory~~  
2 ~~Review Commission a proposed or final form regulation for~~  
3 ~~processing under the act of June 25, 1982 (P.L.633, No.181),~~  
4 ~~known as the "Regulatory Review Act", the board shall submit to~~  
5 ~~the chairman and minority chairman of the Education Committee of~~  
6 ~~the Senate and the chairman and minority chairman of the~~  
7 ~~Education Committee of the House of Representatives on the same~~  
8 ~~date a detailed fiscal impact statement that the proposed or~~  
9 ~~final form regulation will have on the Commonwealth, the~~  
10 ~~communities, the school districts and, if applicable, private~~  
11 ~~and private religious schools. The detailed fiscal impact~~  
12 ~~statement shall include a comprehensive fiscal note of all~~  
13 ~~direct and indirect costs whether incurred in preparation of the~~  
14 ~~proposed or final form regulation or which will be required as a~~  
15 ~~result of the promulgation of the regulation to its best dollar~~  
16 ~~estimate. The board may include narrative statements to~~  
17 ~~accompany its best dollar estimate, but may not do so in lieu of~~  
18 ~~detailed best estimated dollar amounts.~~

19 SECTION 2. SECTION 2603-B OF THE ACT IS AMENDED BY ADDING A <--  
20 SUBSECTION TO READ:

21 SECTION 2603-B. POWERS AND DUTIES OF THE BOARD.--\* \* \*

22 (L) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE  
23 CONTRARY, THE BOARD SHALL REQUIRE THAT EACH REGULATION PREPARED  
24 BY THE COUNCIL OF BASIC EDUCATION OR THE COUNCIL OF HIGHER  
25 EDUCATION UNDER SECTION 2604-B AND PROMULGATED BY THE BOARD  
26 UNDER THE ACT OF JUNE 25, 1982 (P.L.633, NO.181), KNOWN AS THE  
27 "REGULATORY REVIEW ACT," INCLUDES, IN SO FAR AS THE REGULATION  
28 RELATES TO COSTS TO THE COMMONWEALTH, THE FISCAL NOTE PREPARED  
29 BY THE OFFICE OF THE BUDGET PURSUANT TO SECTION 612 OF THE ACT  
30 OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS "THE ADMINISTRATIVE

1 CODE OF 1929."

2 Section 3. This act shall take effect in 60 days.