

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 27 Session of
2023

INTRODUCED BY STRUZZI, SMITH, ARMANINI, FLICK, KINKEAD, JAMES
AND SCHLEGEL, MARCH 7, 2023

AMENDMENTS TO SENATE AMENDMENTS, HOUSE OF REPRESENTATIVES,
OCTOBER 4, 2023

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 BASIC EDUCATION FUNDING COMMISSION AND FOR <--
7 special provisions applicable to limited school years, <--
8 ESTABLISHING THE CHILD REUNIFICATION PROGRAM IN THE
9 DEPARTMENT OF EDUCATION AND PROVIDING FOR MINIMUM NUMBER OF
10 DAYS OR HOURS, FOR PUBLIC JOB POSTING DATABASE, FOR
11 INSTRUCTIONAL VACANCY DATA AND FOR DATA TRANSPARENCY; IN
12 DUTIES AND POWERS OF BOARDS OF SCHOOL DIRECTORS, FURTHER
13 PROVIDING FOR ADDITIONAL SCHOOLS AND DEPARTMENTS; IN SCHOOL
14 FINANCES, PROVIDING FOR SCHOOL DISTRICT BUDGET TIMELINE FOR
15 2024 AND FOR PROCEDURE FOR SECURING APPROVAL OF ELECTORS; IN
16 GROUNDS AND BUILDINGS, FURTHER PROVIDING FOR LIMITATION ON
17 NEW APPLICATIONS FOR DEPARTMENT OF EDUCATION APPROVAL OF
18 PUBLIC SCHOOL BUILDING PROJECTS; IN SCHOOL DIRECTORS'
19 ASSOCIATIONS AND COUNTY BOARDS OF SCHOOL DIRECTORS, FURTHER
20 PROVIDING FOR POWERS AND DUTIES; in intermediate units,
21 further providing for VISUAL SERVICES AND FOR school safety <--
22 and security enhancements; IN PROFESSIONAL EMPLOYEES, <--
23 REPEALING PROVISIONS RELATING TO RELIGIOUS GARB, INSIGNIA,
24 ETC., PROHIBITED AND PENALTY; in certification of teachers,
25 further providing for substitute teaching permit for
26 prospective teachers, for locally issued temporary
27 certification for substitute teachers and for permit for
28 classroom monitors; PROVIDING FOR EDUCATOR PIPELINE SUPPORT <--
29 GRANT PROGRAM; IN PUPILS AND ATTENDANCE, FURTHER PROVIDING
30 FOR COMPULSORY EDUCATION OF PHYSICAL DEFECTIVES, FOR
31 DEPENDENT CHILDREN, FOR COST OF TUITION AND MAINTENANCE OF
32 CERTAIN EXCEPTIONAL CHILDREN IN APPROVED INSTITUTIONS, FOR

1 PAYMENT OF COST OF TUITION AND MAINTENANCE OF CERTAIN
2 EXCEPTIONAL CHILDREN, FOR TRANSFER OF FUNDS FOR TRANSFERAL
3 PROGRAMS AND FOR CHILDREN UNDER SIX WITH DEFECTIVE HEARING
4 AND PARENT OR GUARDIAN ADVISED OF SCHOOLS, ETC.; in safe
5 schools, further providing for definitions and for Office for
6 Safe Schools, repealing provisions relating to regulations
7 and to reporting, further providing for policy relating to
8 bullying and for maintenance of records, repealing provisions
9 relating to safe schools advocate in school districts of the
10 first class, to standing, to enforcement and to construction
11 of article and other laws; in school safety and security,
12 further providing for definitions and for School Safety and
13 Security Committee, providing for duties of committee,
14 further providing for School Safety and Security Grant
15 Program, providing for Targeted School Safety Grants for
16 Nonpublic Schools AND SCHOOL ENTITIES Program, for <--
17 standardized protocols, for county safe schools'
18 collaborative and for school mental health grants for 2023-
19 2024 school year, further providing for school safety and
20 security coordinator training and providing for reporting and
21 memorandum of understanding, for safe schools advocate in
22 school districts of the first class and for enforcement; in
23 school security, further providing for definitions, for
24 school police officers, for annual report and for school
25 security guards; IN SCHOOL HEALTH SERVICES, FURTHER PROVIDING <--
26 FOR DENTAL EXAMINATIONS AND DENTAL HYGIENE SERVICES AND
27 PROVIDING FOR EATING DISORDER AWARENESS AND EDUCATION; IN
28 DRUG AND ALCOHOL RECOVERY HIGH SCHOOL PROGRAM, PROVIDING FOR
29 ENROLLMENT OF STUDENTS; IN TERMS AND COURSES OF STUDY,
30 PROVIDING FOR CALCULATION OF AVERAGE DAILY MEMBERSHIP FOR A
31 DUAL CREDIT COURSE AND FURTHER PROVIDING FOR ECONOMIC
32 EDUCATION AND PERSONAL FINANCIAL LITERACY PROGRAMS; IN EARLY
33 LEARNING PROGRAMS, PROVIDING FOR QUARTERLY MEETINGS; IN
34 CHARACTER EDUCATION PROGRAM, FURTHER PROVIDING FOR CHARACTER
35 EDUCATION PROGRAM; PROVIDING FOR THE DUAL CREDIT INNOVATION
36 AND EQUITY GRANT PROGRAM; IN HIGH SCHOOLS, FURTHER PROVIDING
37 FOR ATTENDANCE IN OTHER DISTRICTS; IN COMMUNITY COLLEGES,
38 FURTHER PROVIDING FOR FINANCIAL PROGRAM AND REIMBURSEMENT OF
39 PAYMENTS; IN EDUCATIONAL TAX CREDITS, FURTHER PROVIDING FOR
40 QUALIFICATION AND APPLICATION BY ORGANIZATIONS, FOR
41 LIMITATIONS AND FOR LOW-ACHIEVING SCHOOLS; IN SCHOOL
42 DISTRICTS OF THE FIRST CLASS, FURTHER PROVIDING FOR
43 QUALIFICATIONS OF PRINCIPALS AND TEACHERS; IN FUNDING FOR
44 PUBLIC LIBRARIES, PROVIDING FOR STATE AID FOR FISCAL YEAR
45 2023-2024; IN CREDIT CARD MARKETING, FURTHER PROVIDING FOR
46 REGULATION OF ON-CAMPUS CREDIT CARD MARKETING; IN
47 REIMBURSEMENTS BY COMMONWEALTH AND BETWEEN SCHOOL DISTRICTS,
48 FURTHER PROVIDING FOR DEFINITIONS AND FOR PAYMENTS ON ACCOUNT
49 OF PUPILS ENROLLED IN CAREER AND TECHNICAL CURRICULUMS,
50 PROVIDING FOR LEVEL-UP SUPPLEMENT FOR 2022-2023 SCHOOL YEAR,
51 FURTHER PROVIDING FOR PAYMENTS ON ACCOUNT OF COURSES FOR
52 EXCEPTIONAL CHILDREN, FOR PAYMENTS TO INTERMEDIATE UNITS, FOR
53 ASSISTANCE TO SCHOOL DISTRICTS DECLARED TO BE IN FINANCIAL
54 RECOVERY STATUS OR IDENTIFIED FOR FINANCIAL WATCH STATUS, FOR
55 PAYMENTS, FOR PAYMENTS ON ACCOUNT OF PUPIL TRANSPORTATION,
56 FOR READY-TO-LEARN BLOCK GRANT AND FOR PAYMENT OF REQUIRED
57 CONTRIBUTION FOR PUBLIC SCHOOL EMPLOYEES' SOCIAL SECURITY; IN
58 CONSTRUCTION AND RENOVATION OF BUILDINGS BY SCHOOL ENTITIES,
59 FURTHER PROVIDING FOR APPLICABILITY; PROVIDING FOR SCHOOL
60 ENVIRONMENTAL REPAIRS PROGRAM; ABROGATING A REGULATION; and

1 making an editorial change.

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

4 Section 1. ~~Section 129~~ SECTIONS 123(K) (2) AND 129 of the act <--
5 of March 10, 1949 (P.L.30, No.14), known as the Public School
6 Code of 1949, ~~is~~ ARE amended to read: <--

7 SECTION 123. BASIC EDUCATION FUNDING COMMISSION.--* * * <--

8 (K) * * *

9 (2) NOTWITHSTANDING PARAGRAPH (1), THE COMMISSION SHALL BE
10 RECONSTITUTED JULY 1, 2022, AND SHALL ISSUE THE REPORT TO THE
11 RECIPIENTS LISTED IN SUBSECTION (I) (12) NOT LATER THAN [NOVEMBER
12 30, 2023] JANUARY 11, 2024.

13 * * *

14 Section 129. Special Provisions Applicable to Limited School
15 Years.--Notwithstanding any provision of law or regulation to
16 the contrary, [for the 2021-2022 and 2022-2023 school years,]
17 if, in the judgment of a school employer, an emergency or
18 shortage of day-to-day substitute teachers exists under 24
19 Pa.C.S. § 8346(b) (relating to termination of annuities), the
20 school employer may hire an annuitant, as defined in 24 Pa.C.S.
21 § 8102 (relating to definitions), regardless of whether the
22 school employer first attempts to secure nonretired personnel,
23 except that the school employer shall comply with section
24 1125.1(d) (2) by first offering the work to any certified
25 professional employe on a recall list. The provisions of 24
26 Pa.C.S. § 8346(b) regarding the continuation of annuity or
27 distributions to an annuitant who returns to school service
28 during an emergency shall apply to annuitants hired under this
29 section. Nothing under this section shall supersede or preempt a
30 provision of an existing collective bargaining agreement between

1 a school employer and an exclusive representative of the
2 employes under the act of July 23, 1970 (P.L.563, No.195), known
3 as the "Public Employe Relations Act."

4 SECTION 1.1. THE ACT IS AMENDED BY ADDING SECTIONS TO READ: <--

5 SECTION 130. CHILD REUNIFICATION PROGRAM.-- (A) THE CHILD
6 REUNIFICATION PROGRAM IS ESTABLISHED IN THE DEPARTMENT TO ASSIST
7 IN LOCATING AND RETURNING MISSING CHILDREN BY PROVIDING
8 IDENTIFICATION KITS AS PROVIDED IN THIS SECTION.

9 (B) BEGINNING WITH THE 2023-2024 SCHOOL YEAR, AND EACH
10 SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL PROVIDE, TO THE
11 EXTENT MONEY IS APPROPRIATED OR OTHERWISE AVAILABLE TO THE
12 DEPARTMENT FOR THE PURPOSE, A SCHOOL ENTITY WITH IDENTIFICATION
13 KITS TO BE DISTRIBUTED TO THE PARENTS AND LEGAL GUARDIANS OF
14 ELIGIBLE CHILDREN.

15 (B.1) EACH SCHOOL YEAR, THE DEPARTMENT SHALL PROVIDE A
16 NOTICE TO SCHOOL DISTRICTS IF THE SECRETARY OF EDUCATION
17 DETERMINES THAT MONEY IS AVAILABLE UNDER SUBSECTION (B).

18 (C) NO LATER THAN THIRTY (30) DAYS AFTER A NOTICE UNDER
19 SUBSECTION (B.1), THE DEPARTMENT AND EACH SCHOOL ENTITY SHALL
20 POST A NOTICE ON THEIR PUBLICLY ACCESSIBLE INTERNET WEBSITES
21 THAT IDENTIFICATION KITS ARE AVAILABLE TO ELIGIBLE CHILDREN, A
22 DESCRIPTION OF THE PURPOSE OF THE IDENTIFICATION KITS AND
23 INSTRUCTIONS FOR A PARENT OR LEGAL GUARDIAN OF AN ELIGIBLE CHILD
24 TO OPT IN TO RECEIVE AN IDENTIFICATION KIT FOR THE ELIGIBLE
25 CHILD.

26 (D) NO LATER THAN ONE HUNDRED TWENTY (120) DAYS AFTER A
27 NOTICE UNDER SUBSECTION (B.1), A SCHOOL ENTITY SHALL DISTRIBUTE
28 IDENTIFICATION KITS AT NO COST TO THE PARENTS AND LEGAL
29 GUARDIANS OF AN ELIGIBLE CHILD OF THE SCHOOL ENTITY WHO OPTS IN
30 TO RECEIVING AN IDENTIFICATION KIT THROUGH A PROCESS DETERMINED

1 BY THE SCHOOL ENTITY.

2 (E) THE SCHOOL DISTRICT OF RESIDENCE SHALL MAKE ONE
3 IDENTIFICATION KIT AVAILABLE UNDER SUBSECTION (D) PER ELIGIBLE
4 CHILD TO PARENTS AND LEGAL GUARDIANS OF ELIGIBLE CHILDREN
5 ENROLLED IN HOME EDUCATION PROGRAMS UNDER SECTION 1327.1 WHO
6 REQUEST AN IDENTIFICATION KIT.

7 (F) A SCHOOL ENTITY SHALL RECORD THE NUMBER OF
8 IDENTIFICATION KITS DISTRIBUTED EACH SCHOOL YEAR AND SHALL
9 ANNUALLY REPORT TO THE DEPARTMENT, IN A MANNER PRESCRIBED BY THE
10 DEPARTMENT, THE NUMBER OF IDENTIFICATION KITS DISTRIBUTED.

11 (G) A SCHOOL ENTITY MAY NOT RETAIN INFORMATION ABOUT THE
12 PARENTS AND LEGAL GUARDIANS WHO RECEIVED IDENTIFICATION KITS
13 UNDER THE PROGRAM.

14 (H) A PARENT OR LEGAL GUARDIAN WHO RECEIVES AN
15 IDENTIFICATION KIT MAY SUBMIT THE IDENTIFICATION KIT, ALONG WITH
16 A PHYSICAL DESCRIPTION OF THE ELIGIBLE CHILD, TO LAW ENFORCEMENT
17 FOR THE SOLE PURPOSE, IF THE ELIGIBLE CHILD IS MISSING, OF
18 LOCATING AND RETURNING THE ELIGIBLE CHILD TO THE PARENT OR LEGAL
19 GUARDIAN.

20 (I) INFORMATION RECORDED IN AN IDENTIFICATION KIT IS NOT A
21 PUBLIC RECORD AND IS NOT ACCESSIBLE FOR INSPECTION AND
22 DUPLICATION IN ACCORDANCE WITH THE ACT OF FEBRUARY 14, 2008
23 (P.L.6, NO.3), KNOWN AS THE "RIGHT-TO-KNOW LAW."

24 (J) THE DEPARTMENT MAY REQUIRE A SCHOOL ENTITY TO RETURN TO
25 THE DEPARTMENT UNDISTRIBUTED IDENTIFICATION KITS OR MAY OFFSET
26 THE NUMBER OF UNDISTRIBUTED IDENTIFICATION KITS AGAINST THE
27 NUMBER OF IDENTIFICATION KITS DELIVERED TO THE SCHOOL ENTITY IN
28 THE FOLLOWING SCHOOL YEAR.

29 (K) EACH SCHOOL YEAR IN WHICH THE DEPARTMENT PROVIDES A
30 NOTICE UNDER SUBSECTION (B.1), THE DEPARTMENT SHALL POST A

1 REPORT OF THE TOTAL NUMBER OF IDENTIFICATION KITS DISTRIBUTED TO
2 SCHOOL ENTITIES AND THE NUMBER OF IDENTIFICATION KITS
3 DISTRIBUTED BY EACH SCHOOL ENTITY UNDER THE PROGRAM ON THE
4 DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

5 (L) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
7 THE CONTEXT CLEARLY INDICATES OTHERWISE:

8 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
9 COMMONWEALTH.

10 "ELIGIBLE CHILD." A CHILD ENROLLED IN THE FIRST GRADE.

11 "IDENTIFICATION KIT." AN IN-HOME FINGERPRINT AND DNA
12 IDENTIFICATION KIT.

13 "PROGRAM." THE CHILD REUNIFICATION PROGRAM ESTABLISHED IN
14 THIS SECTION.

15 "SCHOOL ENTITY." A SCHOOL DISTRICT, CHARTER SCHOOL, REGIONAL
16 CHARTER SCHOOL, CYBER CHARTER SCHOOL, INTERMEDIATE UNIT AND
17 NONPUBLIC SCHOOL.

18 SECTION 131. MINIMUM NUMBER OF DAYS OR HOURS.-- (A)
19 NOTWITHSTANDING SECTION 520.1 OR 1501 OR OTHER PROVISION OF LAW
20 TO THE CONTRARY, BEGINNING IN THE 2023-2024 SCHOOL YEAR AND
21 CONTINUING EACH SCHOOL YEAR THEREAFTER, A SCHOOL ENTITY SHALL
22 PROVIDE WITHIN THE SCHOOL YEAR:

23 (1) A MINIMUM OF ONE HUNDRED EIGHTY (180) DAYS OF
24 INSTRUCTION; OR

25 (2) NINE HUNDRED (900) HOURS OF INSTRUCTION AT THE
26 ELEMENTARY LEVEL OR NINE HUNDRED NINETY (990) HOURS OF
27 INSTRUCTION AT THE SECONDARY LEVEL.

28 (B) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO SUPERSEDE
29 OR PREEMPT A PROVISION OF A COLLECTIVE BARGAINING AGREEMENT
30 ENTERED INTO BETWEEN A SCHOOL EMPLOYER AND AN EXCLUSIVE

1 REPRESENTATIVE OF THE EMPLOYEES UNDER THE ACT OF JULY 23, 1970
2 (P.L.563, NO.195), KNOWN AS THE "PUBLIC EMPLOYE RELATIONS ACT,"
3 PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

4 (C) AS USED IN THIS SECTION, THE TERM "SCHOOL ENTITY" SHALL
5 MEAN A SCHOOL DISTRICT, INTERMEDIATE UNIT OR AREA CAREER AND
6 TECHNICAL SCHOOL.

7 SECTION 132. PUBLIC JOB POSTING DATABASE.-- (A) THE
8 DEPARTMENT SHALL ESTABLISH AND MAINTAIN A PUBLIC DATABASE FOR
9 SCHOOL ENTITIES OR NONPUBLIC SCHOOLS TO VOLUNTARILY ADVERTISE
10 EMPLOYE VACANCIES ON THE DEPARTMENT'S PUBLICLY ACCESSIBLE
11 INTERNET WEBSITE. THE DATABASE SHALL, AT A MINIMUM:

12 (1) ALLOW A SCHOOL ENTITY OR NONPUBLIC SCHOOL TO POST IN
13 REAL TIME AN EMPLOYE VACANCY. THE DEPARTMENT SHALL DETERMINE
14 INFORMATION TO BE REQUIRED AS PART OF A POSTING.

15 (2) PROVIDE FOR A TIME-LIMITED EXPIRATION OF A POSTING MADE
16 BY A SCHOOL ENTITY OR NONPUBLIC SCHOOL.

17 (3) BE SEARCHABLE BY, AT A MINIMUM, COUNTY, INTERMEDIATE
18 UNIT, SCHOOL ENTITY, GRADE LEVEL, EMPLOYE TYPE AND ACADEMIC
19 CONTENT AREA.

20 (4) BE MADE AVAILABLE AT NO COST TO A SCHOOL ENTITY,
21 NONPUBLIC SCHOOL OR PROSPECTIVE EMPLOYE.

22 (B) A SCHOOL ENTITY OR NONPUBLIC SCHOOL MAY SUBMIT A POSTING
23 TO THE DATABASE ESTABLISHED UNDER SUBSECTION (A) FOR AN OPEN
24 POSITION OR AN ANTICIPATED OPEN POSITION.

25 (C) THE DEPARTMENT MAY CONTRACT WITH A THIRD PARTY TO
26 OPERATE THE DATABASE ESTABLISHED UNDER SUBSECTION (A).

27 (D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
28 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
29 THE CONTEXT CLEARLY INDICATES OTHERWISE:

30 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE

1 COMMONWEALTH.

2 "EMPLOYEE." THE FOLLOWING:

3 (1) A "PROFESSIONAL EMPLOYEE" AS DEFINED IN SECTION 1101(1).

4 (2) A PARAPROFESSIONAL OR EDUCATIONAL INTERPRETER AS
5 DESCRIBED UNDER 22 PA. CODE § 14.105 (RELATING TO PERSONNEL).

6 (3) ANY OTHER EMPLOYEE IN A SCHOOL ENTITY OR NONPUBLIC SCHOOL
7 AS DETERMINED BY THE DEPARTMENT.

8 "NONPUBLIC SCHOOL." AS DEFINED IN SECTION 923.3-A(B).

9 "SCHOOL ENTITY." A SCHOOL DISTRICT, CHARTER SCHOOL, REGIONAL
10 CHARTER SCHOOL, INTERMEDIATE UNIT OR AREA CAREER AND TECHNICAL
11 SCHOOL OPERATING WITHIN THIS COMMONWEALTH.

12 SECTION 133. INSTRUCTIONAL VACANCY DATA.-- (A) THE
13 DEPARTMENT SHALL REQUIRE A SCHOOL ENTITY TO SUBMIT CERTAIN
14 INFORMATION RELATING TO INSTRUCTIONAL VACANCIES, INCLUDING, AT A
15 MINIMUM, THE NUMBER OF INSTRUCTIONAL VACANCIES, THE NUMBER OF
16 EMERGENCY PERMITS UTILIZED BY A SCHOOL ENTITY AND THE NUMBER OF
17 POSITIONS OCCUPIED BY LONG-TERM SUBSTITUTES. THE DEPARTMENT
18 SHALL DETERMINE THE FORM AND MANNER IN WHICH THE INFORMATION IS
19 TO BE SUBMITTED BY A SCHOOL ENTITY. TO THE BEST EXTENT POSSIBLE,
20 THE DEPARTMENT SHALL UTILIZE EXISTING REPORTING METHODS TO
21 COLLECT THIS DATA. BY AUGUST 31, 2024, AND EACH AUGUST 31
22 THEREAFTER, EACH SCHOOL ENTITY SHALL REPORT THE FOLLOWING TO THE
23 DEPARTMENT:

24 (1) THE TOTAL BUDGETED COMPLEMENT OF INSTRUCTIONAL EMPLOYEES
25 FOR THAT FISCAL YEAR AND VACANCIES INCLUDED IN THE FINAL ADOPTED
26 BUDGET OF A BOARD OF SCHOOL DIRECTORS.

27 (2) THE QUARTERLY AVERAGE NUMBER OF INSTRUCTIONAL EMPLOYEE
28 VACANCIES THE SCHOOL ENTITY HAD DURING THE SCHOOL YEAR.

29 (B) THE DEPARTMENT SHALL MAINTAIN THE INFORMATION COLLECTED
30 UNDER SUBSECTION (A) ON ITS PUBLICLY ACCESSIBLE INTERNET

1 WEBSITE.

2 (C) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
3 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
4 THE CONTEXT CLEARLY INDICATES OTHERWISE:

5 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
6 COMMONWEALTH.

7 "SCHOOL ENTITY." A SCHOOL DISTRICT, CHARTER SCHOOL, REGIONAL
8 CHARTER SCHOOL, INTERMEDIATE UNIT OR AREA CAREER AND TECHNICAL
9 SCHOOL OPERATING WITHIN THIS COMMONWEALTH.

10 SECTION 134. DATA TRANSPARENCY.--(A) TO THE EXTENT THAT
11 FUNDING IS MADE AVAILABLE, NO LATER THAN DECEMBER 31 OF EACH
12 YEAR, THE DEPARTMENT SHALL POST ON ITS PUBLICLY ACCESSIBLE
13 INTERNET WEBSITE DATA RELATED TO THE EDUCATOR WORKFORCE IN THIS
14 COMMONWEALTH THAT ALLOWS MEMBERS OF THE PUBLIC TO VIEW,
15 DISAGGREGATE AND MANIPULATE THE FOLLOWING DATA IF COLLECTED BY
16 THE DEPARTMENT:

17 (1) EDUCATOR SUPPLY DATA, INCLUDING EDUCATOR PREPARATION
18 PROVIDER ENROLLMENT AND COMPLETION DATA AND EDUCATION
19 PROFESSIONAL CERTIFICATES ISSUED BY THE DEPARTMENT,
20 DISAGGREGATED BY CATEGORIES, INCLUDING PROGRAM, CERTIFICATION
21 AREA AND DEMOGRAPHIC INFORMATION.

22 (2) EDUCATOR DEMAND DATA, INCLUDING CURRENT EDUCATOR
23 WORKFORCE NUMBERS, UNFILLED POSITIONS AND RATES, NEW HIRES AND
24 EMERGENCY PERMITS OR OUT-OF-FIELD EDUCATORS, DISAGGREGATED BY
25 CATEGORIES, INCLUDING SCHOOL ENTITY, SCHOOL, SPECIFIC
26 ASSIGNMENT, CERTIFICATION AREA, TYPE OF EMERGENCY PERMIT AND
27 DEMOGRAPHIC INFORMATION.

28 (3) EDUCATOR PREPARATION PROGRAM OUTCOMES DATA, INCLUDING
29 DATA ON PERCENTAGE OF PROGRAM ENROLLEES WHO:

30 (I) COMPLETE THE PROGRAM.

1 (II) PASS THE CERTIFICATION TEST ON THE FIRST TIME AND
2 OVERALL.

3 (III) RECEIVE CERTIFICATION.

4 (IV) ARE EMPLOYED BY A SCHOOL ENTITY IN YEARS ONE THROUGH
5 FIVE.

6 (V) ARE RETAINED BY A SCHOOL ENTITY IN YEARS ONE THROUGH
7 FIVE.

8 (4) EDUCATOR RETENTION AT ONE-YEAR, THREE-YEAR AND FIVE-YEAR
9 RATES, DISAGGREGATED BY CATEGORIES, INCLUDING SCHOOL ENTITY,
10 SCHOOL, SPECIFIC ASSIGNMENT, CERTIFICATION AREA, TYPE OF
11 EMERGENCY PERMIT AND DEMOGRAPHIC INFORMATION.

12 (B) THE DEPARTMENT MAY CONTRACT WITH AN OUTSIDE ORGANIZATION
13 TO MEET THE REQUIREMENTS OF THIS SECTION.

14 (C) NO LATER THAN DECEMBER 15, 2023, AND EACH DECEMBER 15
15 THEREAFTER, THE DEPARTMENT, IN CONSULTATION WITH THE DEPARTMENT
16 OF LABOR AND INDUSTRY, SHALL ISSUE A REPORT TO THE GOVERNOR AND
17 GENERAL ASSEMBLY ON THE EDUCATOR WORKFORCE IN THIS COMMONWEALTH.
18 THE REPORT SHALL BE POSTED ON THE DEPARTMENT'S PUBLICLY
19 ACCESSIBLE INTERNET WEBSITE. THE REPORT SHALL INCLUDE
20 INFORMATION ON:

21 (1) TRENDS IN EDUCATOR SUPPLY AND EDUCATOR PREPARATION
22 PROVIDER EFFECTIVENESS, INCLUDING RECOMMENDATIONS FOR ATTRACTING
23 MORE HIGH-QUALITY AND DIVERSE TEACHER CANDIDATES AND IMPROVING
24 THE QUALITY OF EDUCATOR PREPARATION IN THIS COMMONWEALTH.

25 (2) THE EDUCATOR POSITIONS, BY CERTIFICATION AREA, IN HIGH
26 DEMAND IN THIS COMMONWEALTH AND THE LOCATION OF EXISTING
27 VACANCIES BY SCHOOL ENTITY.

28 (3) PROJECTIONS OF SHORTAGE AREAS AND SUBJECTS IN THE
29 UPCOMING THREE TO FIVE YEARS AND RECOMMENDATIONS FOR ADDRESSING
30 THESE SHORTAGES.

1 (4) OVERALL AND DISAGGREGATED TRENDS IN EDUCATOR RETENTION,
2 INCLUDING RECOMMENDATIONS FOR IMPROVING RETENTION.

3 (D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
4 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
5 THE CONTEXT CLEARLY INDICATES OTHERWISE:

6 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
7 COMMONWEALTH.

8 "SCHOOL ENTITY." A SCHOOL DISTRICT, CYBER CHARTER SCHOOL,
9 CHARTER SCHOOL, REGIONAL CHARTER SCHOOL, AREA CAREER AND
10 TECHNICAL SCHOOL OR INTERMEDIATE UNIT.

11 SECTION 1.2. SECTION 502 OF THE ACT IS AMENDED TO READ:

12 SECTION 502. ADDITIONAL SCHOOLS AND DEPARTMENTS.--IN
13 ADDITION TO THE ELEMENTARY PUBLIC SCHOOLS, THE BOARD OF SCHOOL
14 DIRECTORS IN ANY SCHOOL DISTRICT MAY ESTABLISH, EQUIP, FURNISH,
15 AND MAINTAIN THE FOLLOWING ADDITIONAL SCHOOLS OR DEPARTMENTS FOR
16 THE EDUCATION AND RECREATION OF PERSONS RESIDING IN SAID
17 DISTRICT, AND FOR THE PROPER OPERATION OF ITS SCHOOLS, NAMELY:--

18 HIGH SCHOOLS,

19 TRADE SCHOOLS,

20 CAREER AND TECHNICAL SCHOOLS,

21 CAFETERIAS,

22 AGRICULTURAL SCHOOLS,

23 EVENING SCHOOLS,

24 KINDERGARTENS,

25 LIBRARIES,

26 MUSEUMS,

27 READING-ROOMS,

28 GYMNASIUMS,

29 PLAYGROUNDS,

30 SCHOOLS FOR [PHYSICALLY AND MENTALLY HANDICAPPED] CHILDREN

1 WITH PHYSICAL OR INTELLECTUAL DISABILITIES,
2 [TRUANT SCHOOLS] ALTERNATIVE EDUCATION SCHOOLS,
3 PARENTAL SCHOOLS,
4 SCHOOLS FOR ADULTS,
5 PUBLIC LECTURES,
6 SUCH OTHER SCHOOLS OR EDUCATIONAL DEPARTMENTS AS THE
7 DIRECTORS, IN THEIR WISDOM, MAY SEE PROPER TO ESTABLISH.

8 SAID ADDITIONAL SCHOOLS OR DEPARTMENTS, WHEN ESTABLISHED,
9 SHALL BE AN INTEGRAL PART OF THE PUBLIC SCHOOL SYSTEM IN SUCH
10 SCHOOL DISTRICT AND SHALL BE SO ADMINISTERED.

11 NO PUPIL SHALL BE REFUSED ADMISSION TO THE COURSES IN THESE
12 ADDITIONAL SCHOOLS OR DEPARTMENTS, BY REASON OF THE FACT THAT
13 HIS ELEMENTARY OR ACADEMIC EDUCATION IS BEING OR HAS BEEN
14 RECEIVED IN A SCHOOL OTHER THAN A PUBLIC SCHOOL.

15 SECTION 1.3. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

16 SECTION 618. SCHOOL DISTRICT BUDGET TIMELINE FOR 2024.--
17 NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, IN CALENDAR YEAR
18 2024:

19 (1) SCHOOL DISTRICTS SHALL USE THE FOURTH TUESDAY OF APRIL
20 AS THE DATE FOR DETERMINING COMPLIANCE WITH SECTIONS 311(A), (C)
21 AND (D) AND 333(E) AND (H) (5) (I) OF THE ACT OF JUNE 27, 2006
22 (1ST SP.SESS., P.L.1873, NO.1), KNOWN AS THE TAXPAYER RELIEF
23 ACT.

24 (2) NO SCHOOL DISTRICT MAY UTILIZE A REFERENDUM UNDER
25 SECTION 333(C) OF THE TAXPAYER RELIEF ACT.

26 SECTION 618.1. PROCEDURE FOR SECURING APPROVAL OF
27 ELECTORS.--NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW, FOR THE
28 2023-2024 SCHOOL YEAR, A SCHOOL DISTRICT THAT ADOPTS A
29 RESOLUTION IN ACCORDANCE WITH 53 PA.C.S. § 8041(A) (RELATING TO
30 DESIRE RESOLUTION AND EXPENSE OF CERTAIN ELECTIONS) SHALL USE

1 THE FOURTH TUESDAY OF APRIL AND THE TUESDAY NEXT FOLLOWING THE
2 FIRST MONDAY OF NOVEMBER AS THE DATES FOR DETERMINING COMPLIANCE
3 WITH 53 PA.C.S. § 8041(B).

4 SECTION 1.4. SECTION 732.1(A) OF THE ACT, AMENDED JULY 8,
5 2022 (P.L.620, NO.55), IS AMENDED TO READ:

6 SECTION 732.1. LIMITATION ON NEW APPLICATIONS FOR DEPARTMENT
7 OF EDUCATION APPROVAL OF PUBLIC SCHOOL BUILDING PROJECTS.--(A)
8 FOR THE 2012-2013 FISCAL YEAR, 2013-2014 FISCAL YEAR, 2017-2018
9 FISCAL YEAR, 2018-2019 FISCAL YEAR, 2019-2020 FISCAL YEAR, 2020-
10 2021 FISCAL YEAR, 2021-2022 FISCAL YEAR [AND], 2022-2023 FISCAL
11 YEAR AND EACH FISCAL YEAR THEREAFTER, THE DEPARTMENT OF
12 EDUCATION SHALL NOT ACCEPT OR APPROVE NEW SCHOOL BUILDING
13 CONSTRUCTION OR RECONSTRUCTION PROJECT APPLICATIONS UNDER THIS
14 ARTICLE.

15 * * *

16 SECTION 1.5. SECTIONS 925(F) AND 923.2-A OF THE ACT ARE
17 AMENDED TO READ:

18 SECTION 925. POWERS AND DUTIES.--

19 (F) (1) ANY COUNTY BOARD OF SCHOOL DIRECTORS MAY MAKE
20 CONTRACTS OF INSURANCE WITH ANY INSURANCE COMPANY, OR NONPROFIT
21 HOSPITALIZATION CORPORATION, OR NONPROFIT MEDICAL SERVICE
22 CORPORATION, AUTHORIZED TO TRANSACT BUSINESS WITHIN THE
23 COMMONWEALTH, INSURING ITS EMPLOYEES, THEIR SPOUSES AND
24 DEPENDENTS AND RETIRED EMPLOYEES UNDER A POLICY OR POLICIES OF
25 GROUP INSURANCE COVERING LIFE, HEALTH, HOSPITALIZATION MEDICAL
26 SERVICE, OR ACCIDENT INSURANCE, AND FOR SUCH PURPOSES MAY AGREE
27 TO PAY PART OR ALL OF THE PREMIUMS OR CHARGES FOR CARRYING SUCH
28 CONTRACTS, AND MAY INCLUDE THE COST OF SUCH CHARGES IN ITS
29 ESTIMATE OF THE COST OF OPERATING AND ADMINISTERING CLASSES OR
30 SCHOOLS FOR [HANDICAPPED AND INSTITUTIONALIZED] CHILDREN WITH

1 PHYSICAL OR INTELLECTUAL DISABILITIES TO BE OPERATED BY THE
2 COUNTY BOARD DURING THE ENSUING SCHOOL YEAR. NO CONTRACT OR
3 CONTRACTS OF INSURANCE AUTHORIZED BY THIS SECTION SHALL BE
4 PURCHASED FROM OR THROUGH ANY PERSON EMPLOYED BY THE COUNTY
5 BOARD IN A TEACHING OR ADMINISTRATIVE CAPACITY.

6 (2) THE COUNTY BOARD OF SCHOOL DIRECTORS IS HEREBY
7 AUTHORIZED TO DEDUCT FROM THE EMPLOYEE'S PAY, SALARY, OR
8 COMPENSATION, SUCH PART OF THE PREMIUM AS IS PAYABLE BY THE
9 EMPLOYEE AND AS MAY BE SO AUTHORIZED BY THE EMPLOYEE IN WRITING.

10 (3) ALL CONTRACTS PROCURED HEREUNDER SHALL CONFORM AND BE
11 SUBJECT TO ALL THE PROVISIONS OF ANY EXISTING OR FUTURE LAWS
12 CONCERNING GROUP INSURANCE CONTRACTS.

13 SECTION 923.2-A. VISUAL SERVICES.-- (A) LEGISLATIVE FINDING;
14 DECLARATION OF POLICY. [DEFECTS] IMPAIRMENTS IN VISION ARE
15 HEALTH-RELATED. IT IS TODAY RECOGNIZED THAT THE DIAGNOSIS AND
16 EVALUATION OF THOSE [DEFECTS] IMPAIRMENTS AND THE RENDERING OF
17 INSTRUCTION IN SKILLS APPROPRIATE FOR THE EDUCATION, SAFETY AND
18 INDEPENDENCE OF CHILDREN AFFLICTED BY VISUAL IMPAIRMENTS ARE
19 CLOSELY RELATED TO THEIR PHYSICAL, MENTAL AND EMOTIONAL HEALTH.
20 SUCH SERVICES CAN BEST BE RENDERED UPON THE PREMISES OF THE
21 SCHOOL WHICH THE CHILD REGULARLY ATTENDS AND FORCING CHILDREN TO
22 GO TO OTHER PREMISES IN ORDER TO HAVE SUCH NEEDED SERVICES IS
23 FOUND BY THE GENERAL ASSEMBLY TO BE BOTH INADEQUATE AND HARMFUL.
24 THE GENERAL ASSEMBLY EXPRESSLY FINDS AND DECLARES DIAGNOSTIC,
25 EVALUATIVE AND INSTRUCTIONAL SERVICES FOR SUCH CHILDREN TO BE
26 HEALTH SERVICES AND IT IS THE INTENTION OF THE GENERAL ASSEMBLY
27 NOW TO MAKE THESE AVAILABLE, ON A GENERAL AND EVEN-HANDED BASIS
28 TO ALL SCHOOL CHILDREN IN THE COMMONWEALTH.

29 (B) DEFINITIONS. AS USED IN THIS SECTION:

30 "NONPUBLIC SCHOOL" MEANS ANY NONPROFIT SCHOOL, OTHER THAN A

1 PUBLIC SCHOOL WITHIN THE COMMONWEALTH OF PENNSYLVANIA, WHEREIN A
2 RESIDENT OF THE COMMONWEALTH MAY LEGALLY FULFILL THE COMPULSORY
3 SCHOOL ATTENDANCE REQUIREMENTS AND WHICH MEETS THE REQUIREMENTS
4 OF TITLE VI OF THE CIVIL RIGHTS ACT OF 1964 (PUBLIC LAW 88-352).

5 "VISUAL SERVICES" MEANS DIAGNOSTIC, EVALUATIVE AND
6 INSTRUCTIONAL VISUAL SERVICES FOR CHILDREN.

7 (C) PROVISION OF SERVICES. THE SECRETARY OF EDUCATION,
8 DIRECTLY OR THROUGH THE INTERMEDIATE UNITS OUT OF THEIR
9 ALLOCATION UNDER SECTION 922.1-A SHALL HAVE THE POWER AND DUTY
10 TO FURNISH FREE TO NONPUBLIC SCHOOL STUDENTS, UPON THE PREMISES
11 OF THE NONPUBLIC SCHOOLS WHICH THEY REGULARLY ATTEND, SERVICES
12 ADEQUATE FOR THE DIAGNOSIS AND EVALUATION OF VISUAL [DEFECTS]
13 IMPAIRMENTS AND INSTRUCTION AND TRAINING IN SKILLS ADVISABLE FOR
14 THE EDUCATION, INDEPENDENCE AND SAFETY OF SUCH CHILDREN,
15 INCLUDING BUT NOT LIMITED TO MOBILITY TRAINING, PROVIDED THAT
16 SUCH SERVICES ARE ALSO AFFORDED TO PUBLIC SCHOOL STUDENTS BY THE
17 PUBLIC SCHOOL DISTRICT IN WHICH SUCH NONPUBLIC SCHOOL IS
18 LOCATED.

19 Section 2. The definition of "school safety and security
20 enhancements" in section 923.3-A(b) and subsection (c) of the
21 act are amended to read:

22 Section 923.3-A. School Safety and Security Enhancements.-*

23 * *

24 (b) Definitions. As used in this section:

25 * * *

26 "School safety and security enhancements" means programs
27 which are designed to address school safety and security and
28 listed in section [1302-A(c)] 1306.1-B(j), which are secular and
29 nonideological in nature.

30 (c) Program of School Safety and Security Enhancements. A

1 program of school security enhancements shall be provided by an
2 intermediate unit in which a nonpublic school is located, in
3 accordance with standards developed by the [Secretary of
4 Education in consultation with the Office of Safe Schools and
5 the Pennsylvania Commission on Crime and Delinquency.] School
6 Safety and Security Committee established under section 1302-B
7 in consultation with the Department of Education. Through the
8 program, an intermediate unit shall make application for school
9 safety and security enhancements upon the request of a nonpublic
10 school or combination of nonpublic schools located within the
11 intermediate unit. School safety and security enhancements for
12 which grants are received shall be provided for or contracted
13 for directly by the intermediate unit or loaned by the
14 intermediate unit to the nonpublic school.

15 * * *

16 SECTION 2.1. SECTION 1112 OF THE ACT IS REPEALED:

<--

17 [SECTION 1112. RELIGIOUS GARB, INSIGNIA, ETC., PROHIBITED;
18 PENALTY.-- (A) THAT NO TEACHER IN ANY PUBLIC SCHOOL SHALL WEAR
19 IN SAID SCHOOL OR WHILE ENGAGED IN THE PERFORMANCE OF HIS DUTY
20 AS SUCH TEACHER ANY DRESS, MARK, EMBLEM OR INSIGNIA INDICATING
21 THE FACT THAT SUCH TEACHER IS A MEMBER OR ADHERENT OF ANY
22 RELIGIOUS ORDER, SECT OR DENOMINATION.

23 (B) ANY TEACHER EMPLOYED IN ANY OF THE PUBLIC SCHOOLS OF
24 THIS COMMONWEALTH, WHO VIOLATES THE PROVISIONS OF THIS SECTION,
25 SHALL BE SUSPENDED FROM EMPLOYMENT IN SUCH SCHOOL FOR THE TERM
26 OF ONE YEAR, AND IN CASE OF A SECOND OFFENSE BY THE SAME TEACHER
27 HE SHALL BE PERMANENTLY DISQUALIFIED FROM TEACHING IN SAID
28 SCHOOL. ANY PUBLIC SCHOOL DIRECTOR WHO AFTER NOTICE OF ANY SUCH
29 VIOLATION FAILS TO COMPLY WITH THE PROVISIONS OF THIS SECTION
30 SHALL BE GUILTY OF A MISDEMEANOR, AND UPON CONVICTION OF THE

1 FIRST OFFENSE, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING
2 ONE HUNDRED DOLLARS (\$100), AND ON CONVICTION OF A SECOND
3 OFFENSE, THE OFFENDING SCHOOL DIRECTOR SHALL BE SENTENCED TO PAY
4 A FINE NOT EXCEEDING ONE HUNDRED DOLLARS (\$100) AND SHALL BE
5 DEPRIVED OF HIS OFFICE AS A PUBLIC SCHOOL DIRECTOR. A PERSON
6 THUS TWICE CONVICTED SHALL NOT BE ELIGIBLE TO APPOINTMENT OR
7 ELECTION AS A DIRECTOR OF ANY PUBLIC SCHOOL IN THIS COMMONWEALTH
8 WITHIN A PERIOD OF FIVE (5) YEARS FROM THE DATE OF HIS SECOND
9 CONVICTION.]

10 Section 3. Section 1201.1(3) of the act is amended and the
11 section is amended by adding a paragraph to read:

12 Section 1201.1. Substitute Teaching Permit for Prospective
13 Teachers.--An individual who does not hold a certificate under
14 section 1201 shall be eligible to teach as a substitute in a
15 school district, an area career and technical school or an
16 intermediate unit provided that:

17 * * *

18 (3) An individual receiving a Substitute Teaching Permit for
19 Prospective Teachers may serve as a substitute teacher for no
20 more than ten (10) days per school year for a single
21 professional employe or temporary professional employe, provided
22 that the individual may serve as a substitute for multiple
23 professional employes or temporary professional employes for no
24 more than twenty (20) days per school year. [For the 2021-2022
25 and 2022-2023] Subject to paragraph (3.1), for the 2023-2024,
26 2024-2025 and 2025-2026 school years, the number of days or
27 hours per school year for which an individual receiving a permit
28 under this section may serve as a substitute teacher shall not
29 be limited, except for an individual who is undertaking a
30 student teacher program as required under 22 Pa. Code §

1 354.25(f) (relating to preparation program curriculum) for
2 educator preparation programs.

3 (3.1) During an individual's student teacher program
4 required under 22 Pa. Code § 354.25(f) (relating to preparation
5 program curriculum) for educator preparation programs, the
6 individual may serve as a substitute teacher for no more than
7 ten (10) days in the individual's assigned classroom or
8 classrooms or for other teachers within the building or
9 buildings in which the individual has been placed as a student
10 teacher.

11 * * *

12 Section 4. Section 1215 of the act is amended to read:

13 Section 1215. Locally Issued Temporary Certification for
14 Substitute Teachers.--A temporary substitute teacher certificate
15 may be issued by a public school entity to an individual who
16 presents a letter from a college or university verifying that
17 the individual has completed an approved teacher preparation
18 program, has successfully completed the certification testing
19 requirements or is in the process of scheduling the required
20 certification testing and has completed all requirements for the
21 awarding of a bachelor's degree on a date certain. The temporary
22 substitute teacher certificate shall only be used for day-to-day
23 assignments and shall expire upon the termination of any summer
24 school conducted in the summer which follows the date of
25 issuance or upon the receipt of Instructional I certification by
26 the individual. [For the 2021-2022 and 2022-2023 school years,
27 the] The temporary substitute teacher certificate issued under
28 this section may be used for assignments of more than twenty
29 (20) consecutive days to fill a position due to the absence of
30 professional certified personnel.

1 Section 5. Section 1218 of the act, expired June 30, 2023,
2 is repealed:

3 [Section 1218. Permit for Classroom Monitors.--(a) A school
4 entity may request that the department issue a classroom monitor
5 permit to allow an individual to deliver to students assignments
6 that are preplanned by a professional employe or temporary
7 professional employe. A classroom monitor may not plan lessons
8 or create or grade student work.

9 (b) An individual receiving a permit under subsection (a)
10 shall satisfy all of the following:

11 (1) Has completed at least sixty (60) semester hours or the
12 equivalent of courses at a college or university located in this
13 Commonwealth and accredited by a regional accrediting agency, or
14 has at least three (3) years' experience as a paraprofessional
15 in a school entity and is currently employed as a
16 paraprofessional in a school entity.

17 (2) Has met the requirements under sections 111, 111.1 and
18 1109(a) and 23 Pa.C.S. Ch. 63 Subch. C (relating to powers and
19 duties of department).

20 (3) Has attained a minimum age of twenty-five (25) years.

21 (4) Has completed training on classroom management provided
22 by an intermediate unit and approved by the department.

23 (c) An individual receiving a permit under this section who
24 is already employed by the school entity as a paraprofessional
25 shall receive the higher of the individual's existing
26 contractual compensation or the compensation established by the
27 school entity for day-to-day substitute teachers.

28 (d) Each school entity that uses the services of a classroom
29 monitor under this section shall ensure that each student who
30 receives services under an Individualized Education Program

1 under the Individuals with Disabilities Education Act (Public
2 Law 91-230, 20 U.S.C. § 1400 et seq.) receives a free and
3 appropriate public education as required under the Individuals
4 with Disabilities Education Act.

5 (e) Each school entity shall report to the department the
6 following by March 31, 2023:

7 (1) The number of individuals who served as classroom
8 monitors under this section and the number of days on which the
9 school entity used the services of classroom monitors.

10 (2) The school entity's day-to-day substitute teacher
11 compensation rates in the 2020-2021, 2021-2022 and 2022-2023
12 school years. For a school entity that uses a third-party entity
13 to provide substitute teachers, the rate reported by the school
14 entity shall be the take-home amount received by an individual,
15 excluding the portion paid to the third-party entity. The
16 department shall issue rules necessary to effectuate this
17 subsection.

18 (f) By April 15, 2023, the department shall issue a report
19 on the effectiveness of the classroom monitor permit and
20 recommendations for improvement or continuation of the permit.
21 The report shall include, but not be limited to, the information
22 reported to the department under subsection (e) and a formal
23 evaluation of the permit and its effectiveness by an independent
24 research organization which may include a college or university
25 accredited by a regional accrediting agency. The report shall be
26 submitted to the General Assembly and the State Board and shall
27 be posted on the department's publicly accessible Internet
28 website.

29 (g) This section shall expire on June 30, 2023.]

30 Section 6. The act is amended by adding a section to read:

1 Section 1218.1. Permit for Classroom Monitors.--(a) A
2 school entity may request that the department issue a classroom
3 monitor permit to allow an individual to deliver to students
4 assignments that are preplanned by a professional employe or
5 temporary professional employe. A classroom monitor may not plan
6 lessons or create or grade student work.

7 (b) An individual receiving a permit under subsection (a)
8 shall satisfy all of the following:

9 (1) Has completed at least sixty (60) semester hours or the
10 equivalent of courses at a college or university located in this
11 Commonwealth and accredited by a regional accrediting agency or
12 has at least three (3) years' experience as a paraprofessional
13 in a school entity and is currently employed as a
14 paraprofessional in a school entity.

15 (2) Has met the requirements under sections 111, 111.1 and
16 1109(a) and 23 Pa.C.S. Ch. 63 Subch. C (relating to powers and
17 duties of department).

18 (3) Has attained a minimum age of twenty-five (25) years.

19 (4) Has completed training on classroom management provided
20 by an intermediate unit and approved by the department.

21 (c) An individual receiving a permit under this section who
22 is already employed by the school entity as a paraprofessional
23 shall receive the higher of the individual's existing
24 contractual compensation or the compensation established by the
25 school entity for day-to-day substitute teachers.

26 (d) Each school entity that uses the services of a classroom
27 monitor under this section shall ensure that each student who
28 receives services under an Individualized Education Program
29 under the Individuals with Disabilities Education Act (Public
30 Law 91-230, 20 U.S.C. § 1400 et seq.) receives a free and

1 appropriate public education as required under the Individuals
2 with Disabilities Education Act.

3 (e) Each school entity shall report to the department the
4 following by March 31, 2026:

5 (1) The number of individuals who served as classroom
6 monitors under this section and the number of days on which the
7 school entity used the services of classroom monitors.

8 (2) The school entity's day-to-day substitute teacher
9 compensation rates in each of the school years from 2020-2021
10 through 2025-2026. For a school entity that uses a third-party
11 entity to provide substitute teachers, the rate reported by the
12 school entity shall be the take-home amount received by an
13 individual, excluding the portion paid to the third-party
14 entity. The department shall issue rules necessary to effectuate
15 this subsection.

16 (f) By April 15, 2026, the department shall issue a report
17 on the effectiveness of the classroom monitor permit and
18 recommendations for improvement or continuation of the permit.
19 The report shall include, but not be limited to, the information
20 reported to the department under subsection (e) and a formal
21 evaluation of the permit and its effectiveness by an independent
22 research organization which may include a college or university
23 accredited by a regional accrediting agency. The report shall be
24 submitted to the General Assembly and the State Board and shall
25 be posted on the department's publicly accessible Internet
26 website.

27 (g) This section shall expire on June 30, 2026.

28 SECTION 6.1. THE ACT IS AMENDED BY ADDING AN ARTICLE TO
29 READ:

30 ARTICLE XII-B

1 EDUCATOR PIPELINE SUPPORT GRANT PROGRAM

2 SECTION 1201-B. SCOPE OF ARTICLE.

3 THIS ARTICLE RELATES TO EDUCATOR WORKFORCE.

4 SECTION 1202-B. DEFINITIONS.

5 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
6 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
7 CONTEXT CLEARLY INDICATES OTHERWISE:

8 "AGENCY." THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
9 AGENCY.

10 "APPROVED EDUCATOR PREPARATION PROGRAM." A SEQUENCE OF
11 COURSES AND EXPERIENCES OFFERED BY AN INSTITUTION OF HIGHER
12 EDUCATION THAT IS REVIEWED AND APPROVED BY THE DEPARTMENT.

13 "COOPERATING TEACHER." AN INDIVIDUAL WHO SATISFIES ALL OF
14 THE FOLLOWING:

15 (1) HOLDS A CERTIFICATION UNDER SECTION 1201 IN THE
16 SUBJECT AREA IN WHICH THE INDIVIDUAL WILL BE PROVIDING
17 GUIDANCE TO THE STUDENT TEACHER.

18 (2) HAS RECEIVED AT LEAST THREE YEARS OF SATISFACTORY
19 RATINGS AS A CERTIFIED TEACHER.

20 (3) HAS AT LEAST ONE YEAR OF CERTIFICATED TEACHING
21 EXPERIENCE IN THE SCHOOL ENTITY WHERE THE STUDENT TEACHER IS
22 PLACED.

23 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
24 COMMONWEALTH.

25 "INSTITUTION OF HIGHER EDUCATION." A COLLEGE OR UNIVERSITY
26 THAT OFFERS A PROGRAM APPROVED BY THE DEPARTMENT TO PREPARE
27 PROFESSIONAL PERSONNEL FOR EMPLOYMENT IN A SCHOOL ENTITY IN
28 ACCORDANCE WITH 22 PA. CODE CH. 49 (RELATING TO CERTIFICATION OF
29 PROFESSIONAL PERSONNEL).

30 "NONPUBLIC SCHOOL." AS DEFINED IN SECTION 923.3-A(B).

1 "PROGRAM." THE EDUCATOR PIPELINE SUPPORT GRANT PROGRAM
2 ESTABLISHED UNDER SECTION 1203-B.

3 "SCHOOL ENTITY." A SCHOOL DISTRICT, INTERMEDIATE UNIT, AREA
4 CAREER AND TECHNICAL SCHOOL, CHARTER SCHOOL, REGIONAL CHARTER
5 SCHOOL OR CYBER CHARTER SCHOOL OPERATING WITHIN THIS
6 COMMONWEALTH.

7 "STUDENT TEACHER." AN INDIVIDUAL PARTICIPATING IN A
8 CLASSROOM TEACHING EXPERIENCE WHO, AS PART OF AN APPROVED
9 EDUCATOR PREPARATION PROGRAM FOR THE INITIAL OR ADVANCED
10 PREPARATION OF PROFESSIONAL EDUCATORS, PERFORMS CLASSROOM
11 TEACHING OR ASSISTS IN A SCHOOL ENTITY'S OR NONPUBLIC SCHOOL'S
12 EDUCATION PROGRAM UNDER THE SUPERVISION OF A COOPERATING
13 TEACHER.

14 SECTION 1203-B. PROGRAM ESTABLISHMENT AND DUTIES OF AGENCY.

15 (A) ESTABLISHMENT.--THE EDUCATOR PIPELINE SUPPORT GRANT
16 PROGRAM IS ESTABLISHED WITHIN THE AGENCY.

17 (B) DUTIES.--THE AGENCY, IN CONSULTATION WITH THE
18 DEPARTMENT, SHALL ADMINISTER THE PROGRAM AND, IN THE AGENCY'S
19 SOLE DISCRETION, AWARD A GRANT TO AN INDIVIDUAL WHO SUBMITS A
20 COMPLETED APPLICATION AND SATISFIES THE ELIGIBILITY REQUIREMENTS
21 UNDER SECTION 1204-B.

22 (C) APPLICATION.--NO LATER THAN 120 DAYS AFTER THE EFFECTIVE
23 DATE OF THIS SUBSECTION, THE AGENCY SHALL DEVELOP AND MAKE
24 AVAILABLE AN APPLICATION FORM THAT AN INDIVIDUAL WHO IS SEEKING
25 PLACEMENT AS A STUDENT TEACHER MAY USE TO APPLY FOR A GRANT
26 UNDER THE PROGRAM.

27 (D) (RESERVED).

28 (E) GRANT AMOUNT.--

29 (1) A STUDENT TEACHER SHALL RECEIVE A MINIMUM GRANT OF
30 \$10,000.

1 (2) A PAYMENT RECEIVED BY AN INDIVIDUAL UNDER THIS
2 ARTICLE SHALL NOT BE INCLUDED IN CLASSES OF INCOME UNDER
3 SECTION 303 OF THE ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN
4 AS THE TAX REFORM CODE OF 1971.

5 (F) ADDITIONAL GRANT AMOUNT FOR CERTAIN AREAS.--

6 (1) AN ELIGIBLE STUDENT TEACHER WHO COMPLETES REQUIRED
7 STUDENT TEACHING IN A SCHOOL ENTITY IN AN AREA OF THIS
8 COMMONWEALTH THAT ATTRACTS FEW STUDENT TEACHERS OR THAT HAS A
9 HIGH RATE OF OPEN TEACHING POSITIONS SHALL, IN ADDITION TO
10 THE AMOUNT AWARDED UNDER SUBSECTION (E) (1), RECEIVE A MINIMUM
11 GRANT AMOUNT OF \$5,000. THE AGENCY, IN CONSULTATION WITH THE
12 DEPARTMENT, SHALL UTILIZE DATA FROM THE DEPARTMENT TO
13 DETERMINE THE AREAS IDENTIFIED IN THIS PARAGRAPH.

14 (2) FOR THE PURPOSES OF COMPUTING THE TAX UNDER ARTICLE
15 III OF THE TAX REFORM CODE OF 1971, THE CLASSES OF INCOME
16 UNDER SECTION 303 OF THE TAX REFORM CODE OF 1971 SHALL NOT
17 INCLUDE A PAYMENT RECEIVED BY AN INDIVIDUAL UNDER THIS
18 ARTICLE.

19 (G) FUNDING.--

20 (1) THE AGENCY SHALL USE MONEY APPROPRIATED FOR THE
21 PURPOSE OF THE PROGRAM AND MAY ACCEPT FUNDING FROM PUBLIC AND
22 PRIVATE SOURCES, INCLUDING THE FEDERAL GOVERNMENT, FOR THE
23 PAYMENT OF GRANTS UNDER THIS SECTION.

24 (2) IF THE AGENCY DETERMINES THAT THE DEMAND FOR THE
25 PROGRAM EXCEEDS THE AVAILABLE RESOURCES, THE AGENCY MAY
26 REQUEST ADDITIONAL FUNDING AS PART OF THE AGENCY'S BUDGET
27 REQUEST FOR THE NEXT FISCAL YEAR IN ACCORDANCE WITH SECTION
28 610 OF THE ACT OF APRIL 9, 1929 (P.L.177, NO.175), KNOWN AS
29 THE ADMINISTRATIVE CODE OF 1929.

30 (H) ADDITIONAL DUTIES.--WHEN THE AGENCY AWARDS A GRANT TO A

1 STUDENT TEACHER UNDER THIS ARTICLE, THE AGENCY SHALL ALSO AWARD
2 A GRANT PAYMENT TO THE STUDENT TEACHER'S COOPERATING TEACHER.
3 THE COOPERATING TEACHER SHALL RECEIVE A MINIMUM GRANT OF \$2,500.
4 THE AGENCY MAY REDUCE THE GRANT AWARD AMOUNT TO A COOPERATING
5 TEACHER IF THE COOPERATING TEACHER RECEIVES COMPENSATION FROM AN
6 INSTITUTION OF HIGHER EDUCATION FOR SERVING AS A COOPERATING
7 TEACHER. AN INSTITUTION OF HIGHER EDUCATION MAY NOT CHARGE A
8 STUDENT TEACHER WHO RECEIVES A GRANT FOR THE COST OF PAYING A
9 COOPERATING TEACHER.

10 (I) DISSEMINATION OF INFORMATION.--THE AGENCY SHALL ANNUALLY
11 PROVIDE INFORMATION ABOUT THE PROGRAM ON THE DEPARTMENT'S
12 PUBLICLY ACCESSIBLE INTERNET WEBSITE AND TO ALL APPROVED
13 EDUCATOR PREPARATION PROGRAMS AND PUBLIC AND NONPUBLIC SECONDARY
14 SCHOOLS. AN APPROVED EDUCATOR PREPARATION PROGRAM SHALL ANNUALLY
15 DISSEMINATE INFORMATION ABOUT THE PROGRAM, INCLUDING INFORMATION
16 IDENTIFYING THE SCHOOL ENTITIES THAT QUALIFY THE STUDENT FOR AN
17 ADDITIONAL GRANT AWARD AMOUNT UNDER SUBSECTION (F).

18 (J) PAYMENT.--THE AGENCY SHALL ESTABLISH A METHOD FOR PAYING
19 GRANT AWARDS UNDER THE PROGRAM TO A SCHOOL ENTITY OR NONPUBLIC
20 SCHOOL. THE SCHOOL ENTITY OR NONPUBLIC SCHOOL SHALL USE ALL OF
21 THE MONEY RECEIVED UNDER THE PROGRAM FOR PAYMENT TO STUDENT
22 TEACHERS AND COOPERATING TEACHERS AS REQUIRED BY THIS SECTION
23 AND THE AGENCY.

24 (K) ADMINISTRATIVE FEE.--THE AGENCY MAY TAKE A REASONABLE
25 ADMINISTRATIVE FEE FOR DIRECT COSTS ASSOCIATED WITH THE
26 IMPLEMENTATION, ADMINISTRATION AND SERVICING OF THE PROGRAM. THE
27 FEE SHALL BE TAKEN FROM THE FUNDING RECEIVED UNDER SUBSECTION
28 (G) AND MAY NOT EXCEED 5%.

29 SECTION 1204-B. ELIGIBILITY.

30 (A) ELIGIBILITY.--FOR AN INDIVIDUAL TO BE ELIGIBLE FOR A

1 GRANT AS A STUDENT TEACHER UNDER THE PROGRAM, THE INDIVIDUAL
2 SHALL MEET ALL OF THE FOLLOWING:

3 (1) BE CURRENTLY ENROLLED IN AN INSTITUTION OF HIGHER
4 EDUCATION LOCATED IN THIS COMMONWEALTH.

5 (2) BE CURRENTLY ENROLLED IN AN APPROVED EDUCATOR
6 PREPARATION PROGRAM.

7 (3) MEET THE MINIMUM GRADE POINT AVERAGE ESTABLISHED
8 UNDER 22 PA. CODE § 354.24 (RELATING TO ACADEMIC
9 PERFORMANCE).

10 (4) BE PLACED IN A POSITION AS A STUDENT TEACHER AT A
11 SCHOOL ENTITY OR NONPUBLIC SCHOOL LOCATED IN THIS
12 COMMONWEALTH.

13 (5) HAVE OBTAINED THE NECESSARY CLEARANCES REQUIRED
14 UNDER SECTION 111 AND 23 PA.C.S. § 6344(A.1) (RELATING TO
15 EMPLOYEES HAVING CONTACT WITH CHILDREN; ADOPTIVE AND FOSTER
16 PARENTS).

17 (6) AGREE TO WORK AS A TEACHER AT A SCHOOL ENTITY OR
18 NONPUBLIC SCHOOL IN THIS COMMONWEALTH FOR A PERIOD OF NO LESS
19 THAN THREE YEARS, UNLESS THE AGENCY DETERMINES THAT THERE ARE
20 EXTENUATING CIRCUMSTANCES.

21 (B) CONSTRUCTION.--NOTHING IN THIS SECTION SHALL BE DEEMED
22 TO CREATE A RIGHT OF AN INDIVIDUAL TO RECEIVE A GRANT UNDER THE
23 PROGRAM.

24 (C) LIMITATION.--AN INDIVIDUAL MAY NOT RECEIVE MORE THAN ONE
25 GRANT FROM THE AGENCY UNDER THE PROGRAM AS A STUDENT TEACHER.
26 THIS SUBSECTION SHALL NOT APPLY TO GRANTS RECEIVED BY A
27 COOPERATING TEACHER.

28 SECTION 1205-B. REPORT.

29 (A) GENERAL RULE.--THE AGENCY SHALL PREPARE AND SUBMIT TO
30 THE GOVERNOR, THE SECRETARY OF EDUCATION AND THE GENERAL

1 ASSEMBLY NO LATER THAN DECEMBER 31, 2024, AND EACH DECEMBER 31
2 THEREAFTER, TO THE EXTENT THAT FUNDS ARE AVAILABLE, A REPORT
3 DETAILING THE OPERATION OF THE PROGRAM. THE REPORT SHALL, AT A
4 MINIMUM, INCLUDE:

5 (1) THE NUMBER OF APPLICANTS.

6 (2) THE NUMBER OF APPLICANTS WHO RECEIVED A GRANT UNDER
7 THE PROGRAM.

8 (3) THE NUMBER OF APPLICANTS WHO RECEIVED AN ADDITIONAL
9 AWARD UNDER SECTION 1203-B(F).

10 (4) A LIST OF SCHOOL ENTITIES OR NONPUBLIC SCHOOLS WHERE
11 AN APPLICANT SERVED AS A STUDENT TEACHER.

12 (5) A LIST OF APPROVED EDUCATOR PREPARATION PROGRAMS
13 WHERE APPLICANTS WHO WERE AWARDED A GRANT WERE ENROLLED.

14 (6) A LIST OF SCHOOL ENTITIES WHERE GRANTEES ARE
15 EMPLOYED FOLLOWING CERTIFICATION.

16 (7) THE NUMBER OF APPLICANTS WHO DID NOT FULFILL THE
17 REQUIREMENTS UNDER SECTION 1204-B(A) (6).

18 (8) ANY OTHER INFORMATION THE AGENCY DETERMINES.

19 (B) COORDINATION.--THE DEPARTMENT AND THE DEPARTMENT OF
20 LABOR AND INDUSTRY SHALL ASSIST THE AGENCY BY PROVIDING
21 NECESSARY DATA TO DETERMINE OUTCOMES RELATED TO THE PROGRAM.
22 SECTION 1206-B. DATA COLLECTION.

23 (A) STUDENT TEACHING PLACEMENT DATA.--THE DEPARTMENT SHALL
24 MAINTAIN A DATABASE OF STUDENT TEACHING OPPORTUNITIES FOR THE
25 UPCOMING SCHOOL YEAR. THE FOLLOWING SHALL APPLY TO THE DATABASE:

26 (1) A SCHOOL ENTITY OR NONPUBLIC SCHOOL WHO IS
27 INTERESTED IN HOSTING A STUDENT TEACHER MAY SUBMIT TO THE
28 DEPARTMENT THE NUMBER OF STUDENT TEACHERS THE SCHOOL ENTITY
29 OR NONPUBLIC SCHOOL IS SEEKING FOR THE UPCOMING SCHOOL YEAR.
30 IF A SCHOOL ENTITY'S OR NONPUBLIC SCHOOL'S REQUEST FOR

1 STUDENT TEACHERS FROM THE PREVIOUS SCHOOL YEAR WAS NOT
2 FULFILLED, THE SCHOOL ENTITY OR NONPUBLIC SCHOOL MAY REPORT
3 THE SHORTAGE OF REQUESTED STUDENT TEACHERS.

4 (2) EACH APPROVED EDUCATOR PREPARATION PROGRAM SHALL
5 SUBMIT TO THE DEPARTMENT THE NUMBER OF STUDENT TEACHERS
6 PLACED BY THE APPROVED EDUCATOR PREPARATION PROGRAM IN THE
7 PREVIOUS SCHOOL YEAR. IF THE APPROVED EDUCATOR PREPARATION
8 PROGRAM HAD MORE REQUESTS FOR STUDENT TEACHERS THAN AVAILABLE
9 STUDENT TEACHERS, THE APPROVED EDUCATOR PREPARATION PROGRAM
10 SHALL REPORT THE SHORTAGE OF AVAILABLE STUDENT TEACHERS TO
11 THE DEPARTMENT.

12 (3) NO LATER THAN JULY 31, 2023, AND EACH JULY 31
13 THEREAFTER, EACH APPROVED EDUCATOR PREPARATION PROGRAM SHALL
14 REPORT:

15 (I) THE NUMBER OF AGREEMENTS BETWEEN APPROVED
16 EDUCATOR PREPARATION PROGRAMS AND SCHOOL ENTITIES OR
17 NONPUBLIC SCHOOLS FOR THE PURPOSE OF PLACING STUDENT
18 TEACHERS.

19 (II) THE NAME OF EACH SCHOOL ENTITY OR NONPUBLIC
20 SCHOOL WITH WHICH AN APPROVED EDUCATOR PREPARATION
21 PROGRAM ENTERED INTO AN AGREEMENT.

22 (III) THE NUMBER OF STUDENT TEACHERS PLACED IN THE
23 PREVIOUS YEAR BY AN APPROVED EDUCATOR PREPARATION PROGRAM
24 AND THE SCHOOL ENTITY OR NONPUBLIC SCHOOL AT WHICH THE
25 STUDENT TEACHER WAS PLACED.

26 (B) (RESERVED).

27 SECTION 1207-B. MISCELLANEOUS PROVISIONS.

28 (A) INSTITUTIONS OF HIGHER EDUCATION.--WITHIN ONE YEAR OF
29 THE EFFECTIVE DATE OF THIS SECTION, IF AN INSTITUTION OF HIGHER
30 EDUCATION REQUIRES A STUDENT ENROLLED IN AN APPROVED EDUCATOR

1 PREPARATION PROGRAM TO TAKE A CLASS OR SEMINAR AS PART OF THE
2 STUDENT TEACHING EXPERIENCE WHILE THE STUDENT IS PARTICIPATING
3 IN A STUDENT TEACHING PROGRAM, THE INSTITUTION OF HIGHER
4 EDUCATION SHALL PROVIDE THE STUDENT WITH THE ABILITY TO
5 PARTICIPATE IN THE CLASS OR SEMINAR BY VIRTUAL MEANS.

6 (B) CREDIT.--IF A STUDENT TEACHER RECEIVES A GRANT UNDER THE
7 PROGRAM, AN APPROVED EDUCATOR PREPARATION PROGRAM MAY NOT
8 PROHIBIT THE STUDENT TEACHER FROM RECEIVING ACADEMIC CREDIT FOR
9 PARTICIPATING IN A STUDENT TEACHER EXPERIENCE IF THE STUDENT
10 TEACHER SUCCESSFULLY COMPLETES THE STUDENT TEACHING EXPERIENCE.

11 Section 7. SECTIONS 1328, 1338, 1376(A), 1377, 1377.1 AND <--
12 1379, Article XIII-A heading and sections 1301-A and 1302-A of
13 the act are amended to read:

14 SECTION 1328. COMPULSORY EDUCATION OF CHILDREN WITH PHYSICAL <--
15 [DEFECTIVES] IMPAIRMENTS.--EVERY PARENT, GUARDIAN, OR OTHER
16 PERSON, HAVING CONTROL OR CHARGE OF ANY CHILD OF COMPULSORY
17 SCHOOL AGE WHO IS [DEAF OR BLIND, OR IS SO CRIPPLED, OR WHOSE
18 HEARING OR VISION IS SO DEFECTIVE] SO HEARING IMPAIRED OR
19 VISUALLY IMPAIRED AS TO MAKE IT IMPRACTICABLE TO HAVE SUCH CHILD
20 EDUCATED IN THE PUBLIC SCHOOLS OF THE DISTRICT IN WHICH HE IS A
21 RESIDENT, SHALL ALLOW SUCH CHILD TO BE SENT TO SOME SCHOOL WHERE
22 PROPER PROVISION IS MADE FOR THE EDUCATION OF THE [DEAF, OR OF
23 THE BLIND, OR OF CRIPPLED CHILDREN,] HEARING IMPAIRED OR
24 VISUALLY IMPAIRED OR SHALL PROVIDE FOR THE TUITION OF SUCH CHILD
25 BY A LEGALLY CERTIFIED PRIVATE TUTOR.

26 SECTION 1338. DEPENDENT CHILDREN.--IN CASE ANY CHILD OF
27 COMPULSORY SCHOOL AGE CANNOT BE KEPT IN SCHOOL IN COMPLIANCE
28 WITH THE PROVISIONS OF THIS ACT, ON ACCOUNT OF INCORRIGIBILITY,
29 TRUANCY, INSUBORDINATION, OR [OTHER BAD CONDUCT] BEHAVIORS WHICH
30 IMPEDE THE LEARNING OF SELF OR OTHERS, OR IF THE PRESENCE OF ANY

1 CHILD ATTENDING SCHOOL IS DETRIMENTAL TO THE WELFARE OF SUCH
2 SCHOOL, ON ACCOUNT OF INCORRIGIBILITY, TRUANCY, INSUBORDINATION,
3 OR [OTHER BAD CONDUCT] BEHAVIORS WHICH IMPEDE THE LEARNING OF
4 SELF OR OTHERS, THE BOARD OF SCHOOL DIRECTORS MAY, BY ITS
5 SUPERINTENDENT, SECRETARY, ATTENDANCE OFFICER OR STATE,
6 MUNICIPAL, PORT AUTHORITY, TRANSIT AUTHORITY OR HOUSING
7 AUTHORITY POLICE OFFICER, UNDER SUCH RULES AND REGULATIONS AS
8 THE BOARD MAY ADOPT, PROCEED AGAINST SAID CHILD BEFORE THE
9 JUVENILE COURT, OR OTHERWISE, AS IS NOW OR MAY HEREAFTER BE
10 PROVIDED BY LAW FOR INCORRIGIBLE, TRUANT, INSUBORDINATE, OR
11 DEPENDENT CHILDREN.

12 SECTION 1376. COST OF TUITION AND MAINTENANCE OF CERTAIN
13 EXCEPTIONAL CHILDREN IN APPROVED INSTITUTIONS.-- (A) WHEN ANY
14 CHILD BETWEEN SCHOOL ENTRY AGE AND TWENTY-ONE (21) YEARS OF AGE
15 AND RESIDENT IN THIS COMMONWEALTH, WHO IS BLIND OR DEAF, OR HAS
16 CEREBRAL PALSY AND/OR NEUROLOGICAL IMPAIRMENT AND/OR MUSCULAR
17 DYSTROPHY AND/OR IS [MENTALLY RETARDED] INTELLECTUALLY DISABLED
18 AND/OR HAS A SERIOUS EMOTIONAL [DISTURBANCE] DISABILITY AND/OR
19 HAS AUTISM/PERVASIVE DEVELOPMENTAL DISORDER AND IS ENROLLED,
20 WITH THE APPROVAL OF THE DEPARTMENT OF EDUCATION, AS A PUPIL IN
21 AN APPROVED PRIVATE SCHOOL APPROVED BY THE DEPARTMENT OF
22 EDUCATION, IN ACCORDANCE WITH STANDARDS AND REGULATIONS
23 PROMULGATED BY THE STATE BOARD OF EDUCATION, THE SCHOOL DISTRICT
24 IN WHICH SUCH CHILD IS RESIDENT OR, FOR STUDENTS PLACED BY A
25 CHARTER SCHOOL, THE CHARTER SCHOOL IN WHICH THE STUDENT WAS
26 ENROLLED SHALL PAY THE GREATER OF EITHER TWENTY PER CENTUM (20%)
27 OF THE ACTUAL AUDITED COST OF TUITION AND MAINTENANCE OF SUCH
28 CHILD IN SUCH SCHOOL, AS DETERMINED BY THE DEPARTMENT OF
29 EDUCATION, OR ITS "TUITION CHARGE PER ELEMENTARY PUPIL" OR ITS
30 "TUITION CHARGE PER HIGH SCHOOL PUPIL," AS CALCULATED PURSUANT

1 TO SECTION 2561, AND THE COMMONWEALTH SHALL PAY, OUT OF FUNDS
2 APPROPRIATED TO THE DEPARTMENT FOR SPECIAL EDUCATION, THE
3 BALANCE DUE FOR THE COSTS OF SUCH CHILD'S TUITION AND
4 MAINTENANCE, AS DETERMINED BY THE DEPARTMENT. FOR THE SCHOOL
5 YEARS 1989-1990, 1990-1991 AND 1991-1992, THE SCHOOL DISTRICT
6 PAYMENT SHALL BE NO GREATER THAN FORTY PERCENT (40%) OF THE
7 ACTUAL AUDITED COSTS OF TUITION AND MAINTENANCE OF SUCH CHILD IN
8 SUCH SCHOOL. FOR THE 1992-1993 SCHOOL YEAR THROUGH THE 2003-2004
9 SCHOOL YEAR, THE SCHOOL DISTRICT OR CHARTER SCHOOL PAYMENT SHALL
10 BE THE GREATER OF FORTY PERCENT (40%) OF THE ACTUAL AUDITED
11 COSTS OF TUITION AND MAINTENANCE OF SUCH CHILD IN SUCH SCHOOL,
12 AS DETERMINED BY THE DEPARTMENT OF EDUCATION, OR ITS "TUITION
13 CHARGE PER ELEMENTARY PUPIL" OR ITS "TUITION CHARGE PER HIGH
14 SCHOOL PUPIL," AS CALCULATED PURSUANT TO SECTION 2561, AND THE
15 COMMONWEALTH SHALL PAY, OUT OF FUNDS APPROPRIATED TO THE
16 DEPARTMENT FOR APPROVED PRIVATE SCHOOLS, THE BALANCE DUE FOR THE
17 COSTS OF SUCH CHILD'S TUITION AND MAINTENANCE, AS DETERMINED BY
18 THE DEPARTMENT. FOR THE 2004-2005 SCHOOL YEAR AND EACH SCHOOL
19 YEAR THEREAFTER, THE SCHOOL DISTRICT OR CHARTER SCHOOL PAYMENT
20 SHALL BE THE GREATER OF FORTY PERCENT (40%) OF THE APPROVED
21 TUITION RATE AS ESTABLISHED PURSUANT TO SUBSECTION (C.3) OR
22 (C.5) OR THE SCHOOL DISTRICT OR CHARTER SCHOOL'S "TUITION
23 CHARGES PER ELEMENTARY PUPIL" OR "TUITION CHARGES PER SECONDARY
24 PUPIL" AS CALCULATED UNDER SECTION 2561, AND THE COMMONWEALTH
25 SHALL PAY OUT OF FUNDS APPROPRIATED TO THE DEPARTMENT FOR
26 APPROVED PRIVATE SCHOOLS THE BALANCE OF THE APPROVED TUITION
27 RATE DUE FOR THE COST OF SUCH CHILD'S TUITION AND MAINTENANCE.
28 THE DEPARTMENT WILL CREDIT THE DISTRICT OF RESIDENCE WITH
29 AVERAGE DAILY MEMBERSHIP FOR SUCH CHILD CONSISTENT WITH THE
30 RULES OF PROCEDURE DEVELOPED IN ACCORDANCE WITH SECTION 2501. IF

1 THE RESIDENCE OF SUCH CHILD IN A PARTICULAR SCHOOL DISTRICT
2 CANNOT BE DETERMINED, THE COMMONWEALTH SHALL PAY THE WHOLE COST
3 OF TUITION AND MAINTENANCE OF SUCH CHILD AS ESTABLISHED UNDER
4 SUBSECTION (C.3) OR (C.5).

5 * * *

6 SECTION 1377. PAYMENT OF COST OF TUITION AND MAINTENANCE OF
7 CERTAIN [EXCEPTIONAL] CHILDREN WITH DISABILITIES.-- (A) TO
8 FACILITATE PAYMENTS BY THE SEVERAL SCHOOL DISTRICTS TO THE
9 SCHOOLS OR INSTITUTIONS IN WHICH [DEAF OR BLIND] CHILDREN WHO
10 ARE HEARING IMPAIRED OR VISUALLY IMPAIRED, OR CEREBRAL PALSIED
11 AND/OR [BRAIN DAMAGED] HAVE A BRAIN INJURY AND/OR MUSCULAR
12 DYSTROPHIED, OR SOCIALLY AND EMOTIONALLY [DISTURBED] DISABLED OR
13 [MENTALLY RETARDED CHILDREN] INTELLECTUALLY DISABLED ARE
14 ENROLLED, OF AMOUNTS DUE BY SUCH DISTRICTS FOR THEIR PROPORTION
15 OF THE COST OF TUITION AND MAINTENANCE OF SUCH CHILDREN, THE
16 SECRETARY OF EDUCATION SHALL WITHHOLD FROM ANY MONEYS DUE TO
17 SUCH DISTRICTS OUT OF ANY STATE APPROPRIATION FOR THE ASSISTANCE
18 AS REIMBURSEMENT OF SCHOOL DISTRICTS, THE AMOUNTS DUE BY SUCH
19 DISTRICTS TO SUCH SCHOOLS OR INSTITUTIONS FOR THE [BLIND OR THE
20 DEAF] VISUALLY IMPAIRED OR HEARING IMPAIRED, OR THE CEREBRAL
21 PALSIED AND/OR [BRAIN DAMAGED] WHO HAVE A BRAIN INJURY AND/OR
22 MUSCULAR DYSTROPHIED OR THE SOCIALLY AND EMOTIONALLY [DISTURBED]
23 DISABLED AND/OR [MENTALLY RETARDED] INTELLECTUALLY DISABLED.
24 AMOUNTS SO WITHHELD SHALL BE SPECIFICALLY APPROPRIATED TO THE
25 DEPARTMENT OF EDUCATION.

26 (B) PAYMENTS OF THE COMMONWEALTH'S PROPORTION OF THE COST OF
27 TUITION AND MAINTENANCE OF [BLIND OR DEAF] STUDENTS WHO ARE
28 VISUALLY IMPAIRED OR HEARING IMPAIRED, OR CEREBRAL PALSIED
29 AND/OR [BRAIN DAMAGED] WHO HAVE A BRAIN INJURY AND/OR MUSCULAR
30 DYSTROPHIED, OR SOCIALLY AND EMOTIONALLY [DISTURBED] DISABLED

1 AND/OR [MENTALLY RETARDED PUPILS] INTELLECTUALLY DISABLED AND
2 ARE ENROLLED IN SCHOOLS OR INSTITUTIONS FOR THE [BLIND OR FOR
3 THE DEAF] VISUALLY IMPAIRED OR HEARING IMPAIRED, OR FOR THE
4 CEREBRAL PALSIED AND/OR [BRAIN DAMAGED] BRAIN INJURED AND/OR
5 MUSCULAR DYSTROPHIED, OR FOR THE SOCIALLY AND EMOTIONALLY
6 [DISTURBED] DISABLED AND OF THE COST OF INSTRUCTION OF PARENTS
7 OF [BLIND] VISUALLY IMPAIRED PUPILS LESS THAN SCHOOL ENTRY AGE,
8 AS HEREINBEFORE PROVIDED, SHALL BE MADE QUARTERLY, OUT OF MONEYS
9 APPROPRIATED TO THE DEPARTMENT OF EDUCATION FOR SPECIAL
10 EDUCATION. EXCEPT FOR THE PROVISIONS OF SECTION 1376.1 PROVIDING
11 FOR THE ACTUAL COST OF TUITION AND MAINTENANCE OF CERTAIN
12 [EXCEPTIONAL] CHILDREN WITH DISABILITIES IN THE FOUR CHARTERED
13 SCHOOLS FOR EDUCATION OF THE [DEAF AND OF THE BLIND] HEARING
14 IMPAIRED OR VISUALLY IMPAIRED, IN NO EVENT SHALL THE TOTAL
15 PAYMENT FOR THE COST OF TUITION AND MAINTENANCE OF ANY SUCH
16 CHILD EXCEED THE RATES PER YEAR ALLOWED UNDER SECTION 1376. THE
17 MAXIMUM AMOUNT PAYABLE FOR THE COST OF TUITION AND MAINTENANCE
18 OF SUCH CHILDREN SHALL BE SUBJECT TO REVIEW AT LEAST ONCE EVERY
19 TWO YEARS FOR THE PURPOSE OF RECOMMENDING AN ADJUSTMENT THEREOF.

20 (C) FOR THE PURPOSE OF ENABLING THE DEPARTMENT OF EDUCATION
21 TO DETERMINE FROM TIME TO TIME WHAT AMOUNTS ARE DUE TO SCHOOLS
22 FOR THE [BLIND OR FOR THE DEAF] VISUALLY IMPAIRED OR HEARING
23 IMPAIRED OR FOR THE CEREBRAL PALSIED AND/OR [BRAIN DAMAGED]
24 BRAIN INJURED AND/OR MUSCULAR DYSTROPHIED OR FOR THE SOCIALLY
25 AND EMOTIONALLY [DISTURBED] DISABLED AND/OR [MENTALLY RETARDED]
26 INTELLECTUALLY DISABLED HEREUNDER, SUCH SCHOOLS SHALL FORWARD TO
27 THE DEPARTMENT, AT SUCH TIMES AND IN SUCH FORM AS THE DEPARTMENT
28 SHALL PRESCRIBE, SWORN STATEMENTS SETTING FORTH THE NAMES, AGES,
29 AND RESIDENCES OF ALL PUPILS ENROLLED HEREUNDER, SPECIFYING THE
30 SCHOOL DISTRICTS LIABLE FOR A PART OF THE COST OF TUITION AND

1 MAINTENANCE OF ANY SUCH PUPILS, THE PER CAPITA COST OF AND
2 MAINTENANCE OF PUPILS, AND SUCH OTHER INFORMATION AS THE
3 DEPARTMENT SHALL REQUIRE.

4 FOR THE PURPOSE OF PROVIDING ADEQUATE ADMINISTRATION OF THE
5 PROGRAM AND TO CARRY OUT THE PREAUDIT FUNCTIONS AUTHORIZED IN
6 SECTION 1376(A), ONE-HALF OF ONE PERCENT (.50%) OF THE TOTAL
7 APPROPRIATIONS FOR APPROVED PRIVATE SCHOOLS FROM ALL FUNDS SHALL
8 BE ALLOCATED TO THE DEPARTMENT OF EDUCATION.

9 (D) WHEN, DURING THE COURSE OF THE 1982-1983 SCHOOL YEAR,
10 PROGRAMS FOR [EXCEPTIONAL] CHILDREN WITH DISABILITIES ARE CAUSED
11 TO BE TRANSFERRED FROM SCHOOLS OR INSTITUTIONS FOR THE [BLIND OR
12 DEAF] VISUALLY IMPAIRED OR HEARING IMPAIRED, OR CEREBRAL PALSID
13 OR [BRAIN DAMAGED] BRAIN INJURED OR MUSCULAR DYSTROPHIED OR
14 [MENTALLY RETARDED] INTELLECTUALLY DISABLED, OR SOCIALLY AND
15 EMOTIONALLY [DISTURBED] DISABLED, AS PROVIDED FOR IN SECTIONS
16 1376 AND 1376.1, TO SCHOOL DISTRICTS OR INTERMEDIATE UNITS, AS
17 PROVIDED FOR IN SECTIONS 2509 AND 2509.1, UNDER UNANTICIPATED OR
18 EMERGENCY CIRCUMSTANCES, AND WHEN SUCH TRANSFERS NECESSITATE THE
19 TRANSFER OF FUNDS FROM THE APPROPRIATION TO THE DEPARTMENT OF
20 EDUCATION FOR SPECIAL EDUCATION FOR APPROVED PRIVATE SCHOOLS TO
21 THE APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR PAYMENTS ON
22 ACCOUNT OF SPECIAL EDUCATION OF [EXCEPTIONAL] CHILDREN WITH
23 DISABILITIES IN PUBLIC SCHOOLS, THE SECRETARY OF EDUCATION SHALL
24 BE EMPOWERED SO TO TRANSFER SUCH FUNDS, UPON APPROVAL OF THE
25 SECRETARY OF THE BUDGET AND WRITTEN NOTIFICATION TO THE STATE
26 TREASURER AND THE CHAIRMEN OF THE HOUSE AND SENATE
27 APPROPRIATIONS AND EDUCATION COMMITTEES.

28 SECTION 1377.1. TRANSFER OF FUNDS FOR TRANSFERAL PROGRAMS.--
29 WHEN, DURING THE COURSE OF A SCHOOL YEAR OR AFTER THE END OF A
30 SCHOOL YEAR, PROGRAMS FOR [EXCEPTIONAL] CHILDREN WITH

1 DISABILITIES ARE CAUSED TO BE TRANSFERRED FROM SCHOOLS OR
2 INSTITUTIONS FOR THE [BLIND OR DEAF] VISUALLY IMPAIRED OR
3 HEARING IMPAIRED, OR CEREBRAL PALSIED OR [BRAIN DAMAGED] BRAIN
4 INJURED OR MUSCULAR DYSTROPHIED OR [MENTALLY RETARDED]
5 INTELLECTUALLY DISABLED, OR SOCIALLY AND EMOTIONALLY [DISTURBED]
6 DISABLED, AS PROVIDED FOR IN SECTIONS 1376 AND 1376.1, TO SCHOOL
7 DISTRICTS OR INTERMEDIATE UNITS, AS PROVIDED FOR IN SECTIONS
8 2509 AND 2509.1, AND WHEN SUCH TRANSFERS NECESSITATE THE
9 TRANSFER OF FUNDS FROM THE APPROPRIATION TO THE DEPARTMENT OF
10 EDUCATION FOR SPECIAL EDUCATION FOR APPROVED PRIVATE SCHOOLS TO
11 THE APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR PAYMENTS ON
12 ACCOUNT OF SPECIAL EDUCATION OF [EXCEPTIONAL] CHILDREN WITH
13 DISABILITIES IN PUBLIC SCHOOLS, THE SECRETARY OF EDUCATION SHALL
14 BE EMPOWERED TO TRANSFER SUCH FUNDS, UPON APPROVAL OF THE
15 SECRETARY OF THE BUDGET AND WRITTEN NOTIFICATION TO THE STATE
16 TREASURER AND THE CHAIRMEN OF THE HOUSE AND SENATE
17 APPROPRIATIONS AND EDUCATION COMMITTEES.

18 SECTION 1379. CHILDREN UNDER SIX WITH [DEFECTIVE] IMPAIRED
19 HEARING; PARENT OR GUARDIAN ADVISED OF SCHOOLS, ETC.--WHENEVER
20 NOTIFIED BY THE DEPARTMENT OF HEALTH OF THE CASE OF A MINOR
21 UNDER SIX (6) YEARS OF AGE, WHO IS TOTALLY [DEAF OR WHOSE
22 HEARING IS IMPAIRED] OR PARTIALLY HEARING IMPAIRED, THE
23 SUPERINTENDENT OF PUBLIC INSTRUCTION, WHEN IN HIS JUDGMENT THE
24 SAME IS DEEMED DESIRABLE, SHALL COMMUNICATE TO THE PARENT OR
25 GUARDIAN THE LOCATION OF ANY SPECIAL SCHOOLS, AND ALSO THE
26 NEAREST PUBLIC SCHOOL HAVING SPECIAL CLASSES FOR THE INSTRUCTION
27 OF THE [HARD OF] HEARING IMPAIRED, WITH THE INFORMATION
28 CONCERNING THE ADVANTAGES OFFERED BY SUCH SCHOOL OR CLASSES, THE
29 BENEFITS TO ACCRUE TO THE CHILD FROM ATTENDING SUCH SCHOOL OR
30 CLASSES, AND THE MANNER IN WHICH THE EXPENSES OF SUCH

1 INSTRUCTION WILL BE PROVIDED FOR.

2 ARTICLE XIII-A.

3 [SAFE SCHOOLS] Student Supports.

4 Section 1301-A. Definitions.--As used in this article,

5 "Chief school administrator" shall mean the superintendent of
6 a public school district, superintendent of an area career and
7 technical school, executive director of an intermediate unit or
8 chief executive officer of a charter school.

9 ["Office" shall mean the Office for Safe Schools within the
10 Department of Education.]

11 "School entity" shall mean any public school district,
12 intermediate unit, area career and technical school or charter
13 school.

14 "School-based diversion programs" shall mean programs [that,
15 in partnership with other stakeholders, divert youth out of the
16 juvenile justice system.] and interventions designed to redirect
17 youth who commit minor offenses in school from exclusionary
18 disciplinary practices or formal processing in the juvenile
19 justice system, while still holding the student accountable for
20 the student's actions. These programs include, but are not
21 limited to, youth aid panels [in which a panel of community
22 members decide an appropriate resolution to hold the student
23 accountable for the student's actions by, among other options,
24 requiring the student to complete educational activities,
25 community service, restitution and any other related program or
26 service.], positive youth development programming, teen/youth
27 courts, restorative justice interventions, truancy prevention
28 and intervention programs, mentoring programs and intervention
29 programs and educational practices to assist students with
30 persistent disruptive and serious problem behaviors.

1 "School property" shall mean any public school grounds, any
2 school-sponsored activity or any conveyance providing
3 transportation to a school entity or school-sponsored activity.

4 "School-wide positive behavior support" means a school-wide,
5 evidence-based [and data-driven approach to improving school
6 behavior that seeks to reduce unnecessary student disciplinary
7 actions and promote a climate of greater productivity, safety
8 and learning] tiered framework for supporting students'
9 behavioral, academic, social, emotional and mental health.

10 ["Student with a disability" shall mean a student who meets
11 the definition of "child with a disability" under the
12 Individuals with Disabilities Education Act (Public Law 91-230,
13 20 U.S.C. § 1400 et seq.) or who meets the definition of a
14 "handicapped person" under section 504 of the Rehabilitation Act
15 of 1973 (Public Law 93-112, 29 U.S.C. § 794) and its
16 implementing regulations (34 C.F.R. § 104.3(j)). The term
17 includes a student for whom an evaluation is pending under
18 either the Individuals with Disabilities Education Act or
19 Rehabilitation Act.]

20 "Weapon" shall include, but not be limited to, any knife,
21 cutting instrument, cutting tool, nunchaku, firearm, shotgun,
22 rifle and any other tool, instrument or implement capable of
23 inflicting serious bodily injury.

24 Section 1302-A. [Office for Safe Schools] Student
25 Supports.--(a) [There is hereby established in the Department
26 of Education an Office for Safe Schools.] (Reserved).

27 (b) The [office] Department of Education shall have the
28 power and duty to implement the following:

29 (1) [To coordinate antiviolence efforts between school,
30 professional, parental, governmental, law enforcement and

1 community organizations and associations.

2 (2) To collect, develop and disseminate information,
3 policies, strategies and other information to assist in the
4 development of programs to impact school violence.

5 (2.1) To direct all school entities to submit annual school
6 violence statistics and reports to the office no later than July
7 31 of each year.

8 (3)] To collect, develop and disseminate information,
9 policies, strategies and other information to assist in the
10 development of programs that support students, reduce
11 unnecessary student disciplinary actions and promote an
12 environment of greater productivity, safety and learning,
13 including, but not limited to:

14 (i) School-wide positive behavior support that includes
15 primary or universal, secondary and tertiary supports and
16 interventions in school entities.

17 (ii) School-based diversion programs.

18 (iii) Classroom management.

19 (iv) Student discipline.

20 (v) Student codes of conduct.

21 (vi) Training to assess risk factors that increase the
22 likelihood of problem behaviors among students.

23 (vii) Conflict resolution and dispute management.

24 (viii) Staff training programs in the use of positive
25 behavior supports, de-escalation techniques, appropriate
26 responses to student behavior that may require immediate
27 intervention and trauma-informed treatment for mental health
28 providers in schools.

29 (ix) Research-based violence prevention programs that
30 address risk factors to reduce incidents of problem behaviors

1 among students, including, but not limited to, mental health
2 early intervention, self-care, bullying and suicide awareness
3 and prevention.

4 (x) Risk assessment, safety-related, violence prevention
5 curricula, including dating violence curricula, restorative
6 justice strategies, mental health early intervention, self-care
7 and suicide awareness and prevention curricula.

8 (xi) Evidence-based screenings for adverse childhood
9 experiences that are proven to be determinants of physical,
10 social and behavioral health and provide trauma-informed
11 counseling services as necessary to students based upon the
12 screening results.

13 (xii) Trauma-informed approaches that increase student and
14 school employee access to quality trauma support services and
15 behavioral health care.

16 (2) To provide direct training to school employes, parents,
17 law enforcement officials and communities on effective measures
18 to [prevent and combat school violence.

19 (4)] maintain and improve learning environments for students
20 and staff.

21 (3) To [advise] assist in collaboration and coordination
22 with the School Safety and Security Committee established under
23 section 1302-B school entities and nonpublic schools on the
24 development of policies to be used regarding possession of
25 weapons by any person, acts of violence and protocols for
26 coordination with and reporting to law enforcement officials and
27 the Department of Education.

28 [(4.1)] (4) To verify the existence of corrective action
29 plans to reduce incidents of violence as required in the [No
30 Child Left Behind Act of 2001 (Public Law 107-110, 115 Stat.

1 1425).] Every Student Succeeds Act (Public Law 114-95, 129 Stat.
2 1802).

3 (5) To develop in collaboration and coordination with the
4 School Safety and Security Committee established under section
5 1302-B forms to be used by school entities and police
6 departments for reporting incidents involving acts of violence
7 and possession of weapons on school property. The forms shall be
8 reviewed on a biennial basis and revised when necessary.

9 [(6) To verify that each school entity has a biennially
10 updated and reexecuted memorandum of understanding with local
11 law enforcement and has filed such memorandum with the office on
12 a biennial basis.]

13 (7) To publish and post on the Department of Education's
14 Internet website a School Safety Annual Report no later than
15 November 1 of each calendar year outlining all incidents
16 required to be reported under section 1303-A and any school
17 district that failed to submit a report under section 1303-A.

18 (8) To establish criteria, in consultation with the
19 Pennsylvania State Police, for certifying approved vendors to
20 provide school police officers to nonpublic schools for the
21 purposes of awarding grants under subsection (c.1)(3).

22 (9) To publish and post on the Department of Education's
23 publicly accessible Internet website a listing of all approved
24 vendors under paragraph (8).]

25 (b.1) The [office] Department of Education shall process and
26 tabulate the data on an annual basis to assist school
27 administrators, the School Safety and Security Committee
28 established under section 1302-B and law enforcement officials
29 in their duties under this article.

30 [(c) In addition to the powers and duties set forth under

1 subsection (b), the office is authorized to make targeted grants
2 to school entities, and to intermediate units on behalf of
3 nonpublic schools, to fund programs which address school
4 violence, including:

5 (1) Conflict resolution or dispute management, including
6 restorative justice strategies.

7 (1.1) School-wide positive behavior support that includes
8 primary or universal, secondary and tertiary supports and
9 interventions in school entities.

10 (1.2) School-based diversion programs.

11 (2) Peer helpers programs.

12 (3) Risk assessment, safety-related, violence prevention
13 curricula, including, but not limited to, dating violence
14 curricula and restorative justice strategies.

15 (4) Classroom management.

16 (5) Student codes of conduct.

17 (6) Training to undertake a districtwide assessment of risk
18 factors that increase the likelihood of problem behaviors among
19 students.

20 (7) Development and implementation of research-based
21 violence prevention programs that address risk factors to reduce
22 incidents of problem behaviors among students including, but not
23 limited to, bullying.

24 (8) Comprehensive, districtwide school safety, violence
25 prevention, emergency preparedness and all-hazards plans,
26 including revisions or updates to such plans and conducting
27 emergency preparedness drills and related activities with local
28 emergency responders.

29 (9) Security planning, purchase of security-related
30 technology which may include metal detectors, protective

1 lighting, surveillance equipment, special emergency
2 communications equipment, electronic locksets, deadbolts and
3 theft control devices and training in the use of security-
4 related technology. Security planning and purchase of security-
5 related technology shall be based on safety needs identified by
6 the school entity's board of directors.

7 (10) Institution of student, staff and visitor
8 identification systems, including criminal background check
9 software.

10 (12) Provision of specialized staff and student training
11 programs, including training for Student Assistance Program team
12 members in elementary, middle and high schools in the referral
13 of students at risk of violent behavior to appropriate
14 community-based services, including mental health services.

15 (13) Alternative education programs provided for in Article
16 XIX-C.

17 (14) Counseling services for students enrolled in
18 alternative education programs.

19 (15) An Internet web-based system for the management of
20 student discipline, including misconduct and criminal offenses.

21 (16) Staff training programs in the use of positive behavior
22 supports, de-escalation techniques and appropriate responses to
23 student behavior that may require immediate intervention.

24 (17) The implementation of Article XIII-E.

25 (c.1) (1) In addition to the powers and duties set forth
26 under subsections (b) and (c), the office is authorized to make
27 targeted grants to school entities, municipalities, local law
28 enforcement agencies and approved vendors to fund programs which
29 address school violence by establishing or enhancing school
30 security, including costs associated with the training and

1 compensation of school resource officers and school police
2 officers. Municipalities or local law enforcement agencies that
3 receive grants under this subsection shall, with the prior
4 consent of the governing board of the school entity or nonpublic
5 school, assign school resource officers to carry out their
6 official duties on the premises of the school entity or
7 nonpublic school.

8 (2) Municipalities or local law enforcement agencies may not
9 receive grant funds under this subsection for any purpose other
10 than for costs associated with school resource officers and are
11 not eligible for other grants provided to school entities under
12 this section. In assigning school resource officers pursuant to
13 this subsection, municipalities shall take into consideration
14 the proportion of students enrolled in each school entity or
15 nonpublic school.

16 (3) Nonpublic schools are authorized to apply to the office
17 for grant funding under paragraph (1) to be used for the costs
18 associated with obtaining the services of a school police
19 officer from a list of approved vendors certified by the office.
20 Grant awards for this purpose shall be awarded and paid directly
21 to the approved vendor with which the nonpublic school contracts
22 for services. Nonpublic schools may not apply for grant funding
23 under this section for any purpose other than obtaining the
24 services of a school police officer under this paragraph.

25 (d) The office shall have the following duties as to
26 targeted grants:

27 (1) Targeted grants shall be allocated through a competitive
28 grant review process established by the office. School entities
29 must satisfy the requirements of this section and section 1303-A
30 to be eligible for grants. The application for a targeted grant

1 shall include:

2 (i) the purpose for which the targeted grant shall be
3 utilized;

4 (ii) information indicating need for the targeted grant,
5 including, but not limited to, school violence statistics;

6 (iii) an estimated budget;

7 (iv) methods for measuring outcomes; and

8 (v) any other criteria as the office may require.

9 (2) The office shall:

10 (i) Give priority in grant funding under subsection (c) to a
11 school entity designated as a persistently dangerous school as
12 defined in 22 Pa. Code § 403.2 (relating to definitions).

13 (ii) Give priority in grant funding under subsection (c) to
14 school entities with the greatest need to establish safety and
15 order.

16 (iii) To the greatest extent possible, ensure that grant
17 funding is geographically dispersed to school entities and
18 municipalities throughout this Commonwealth.

19 (iv) For school entities, municipalities, local law
20 enforcement agencies and nonpublic schools that apply for
21 funding for the training and compensation of school resource
22 officers and school police officers under subsection (c.1), give
23 priority to school entities, municipalities, local law
24 enforcement agencies and nonpublic schools that utilize school
25 resource officers or school police officers who have completed
26 additional training recommended by the Department of Education
27 relating to interaction with all children and adolescents within
28 a school setting.

29 (v) For school entities or nonpublic schools that apply for
30 funding for school police officers under subsection (c.1), give

1 priority to school entities and nonpublic schools that utilize
2 school police officers who satisfy all of the following:

3 (A) Are retired Federal agents or retired State, municipal
4 or military police officers.

5 (B) Are independent contractors of the school entity or
6 nonpublic school.

7 (C) Are compensated on an hourly basis and receive no other
8 compensation or fringe benefits from the school entity or
9 nonpublic school.

10 (D) Have completed such annual training as shall be required
11 by the Municipal Police Officers' Education and Training
12 Commission pursuant to 53 Pa.C.S. Ch. 21 Subch. D (relating to
13 municipal police education and training).

14 (E) Are in satisfaction of the requirements of section 111.

15 (F) In the case of a school entity, have been indemnified by
16 the school entity pursuant to 42 Pa.C.S. § 8548 (relating to
17 indemnity).

18 (G) Are utilized by a school entity or nonpublic school that
19 has not employed a school police officer within the three years
20 immediately preceding the effective date of this clause.

21 Nothing in this clause shall be construed to impact on grant
22 decisions for school entities, municipalities or local law
23 enforcement agencies that apply for funding for hiring of school
24 resource officers pursuant to subsection (c.1).

25 (3) The office shall provide all targeted grant agreements
26 to the Department of Education's comptroller for review and
27 approval prior to awarding the grant. The school entity,
28 municipality, local law enforcement agency or approved vendor
29 shall provide the office with full and complete access to all
30 records relating to the performance of the grant, and shall

1 submit, at such time and in such form as may be prescribed,
2 truthful and accurate information that the office may require.
3 The office shall conduct a thorough annual evaluation of each
4 program for which a grant under this section is made. The office
5 shall seek repayment of funds if it determines that funds were
6 not utilized for the original stated purpose.

7 (e) For any fiscal year prior to 2019-2020, the sum
8 appropriated annually to the Department of Education for the
9 purpose of making targeted grants under this section shall be
10 allocated as follows:

11 (1) Twenty-five percent of the sum shall be allocated for
12 grants under subsection (c).

13 (2) Seventy-five percent of the sum shall be allocated for
14 grants under subsection (c.1).

15 (e.1) Any grant funding allocated under subsection (c.1)
16 above the amount allocated in fiscal year 2017-2018 may be
17 prioritized for nonpublic schools.

18 (e.2) Beginning in fiscal year 2019-2020, grants awarded
19 under subsection (c.1) shall not exceed the amount awarded in
20 fiscal year 2018-2019 under that subsection and no less than
21 \$3,200,000 shall be awarded to intermediate units on behalf of
22 nonpublic schools under subsection (c).

23 (f) As used in this section, "school entity" shall have the
24 same meaning given to it under section 222(c).]

25 Section 8. Sections 1302.1-A and 1303-A of the act are
26 repealed:

27 [Section 1302.1-A. Regulations.--(a) Within one year of the
28 effective date of this section, the State Board of Education
29 shall promulgate final-omitted regulations pursuant to the act
30 of June 25, 1982 (P.L.633, No.181), known as the "Regulatory

1 Review Act," necessary to implement this article. The
2 regulations shall include the following:

3 (1) A model memorandum of understanding between school
4 entities and local police departments. The model memorandum of
5 understanding shall be reviewed on a biennial basis and revised
6 where necessary. The State Board of Education may revise the
7 model memorandum of understanding by publishing a notice in the
8 Pennsylvania Bulletin that contains the complete revised model
9 memorandum of understanding. The revised model memorandum of
10 understanding shall be incorporated into the Pennsylvania Code
11 in place of the existing model memorandum of understanding.

12 (2) Protocol for the notification of the police department
13 when an offense listed under section 1303-A(b) (4.1) occurs on
14 school property, which shall include a requirement that the
15 local police department be notified immediately when such an
16 offense occurs.

17 (3) Protocol for the notification of the police department
18 at the discretion of the chief school administrator regarding an
19 offense listed under section 1303-A(b) (4.2) or any other offense
20 that occurs on school property.

21 (4) Protocol for emergency and nonemergency response by the
22 police department, which shall include a requirement that the
23 school district shall supply the police department with a copy
24 of the comprehensive disaster response and emergency
25 preparedness plan as required by 35 Pa.C.S. § 7701(g) (relating
26 to duties concerning disaster prevention).

27 (5) Procedures and protocols for the response and handling
28 of students with a disability, including procedures related to
29 student behavior as required by 22 Pa. Code §§ 14.104 (relating
30 to special education plans) and 14.133 (relating to positive

1 behavior support).

2 (b) (1) In promulgating the regulations required under
3 subsection (a), the State Board of Education shall convene and
4 consult with a Statewide advisory committee which shall include
5 a police chief, juvenile public defender, school superintendent,
6 school principal, district attorney, solicitor of a school
7 district, special education supervisor, special education
8 advocate and in-school probation officer and one designee from
9 the Department of Education, the Pennsylvania Commission on
10 Crime and Delinquency, the Municipal Police Officers' Education
11 and Training Commission, the Juvenile Court Judges' Commission
12 and the Pennsylvania State Police.

13 (2) Members of the committee shall be selected to be
14 representative of the rural, suburban and urban school entities
15 of this Commonwealth.

16 (3) The advisory committee shall be convened no later than
17 sixty (60) days after the effective date of this section and
18 shall meet regularly to fulfill the requirements of this
19 section.

20 Section 1303-A. Reporting.--(a) The office shall conduct a
21 one-time survey of all school entities to determine the number
22 of incidents involving acts of violence on school property and
23 all cases involving possession of a weapon by any person on
24 school property which occurred within the last five (5) years.
25 The survey shall be based on the best available information
26 provided by school entities.

27 (b) Each chief school administrator shall report to the
28 office by July 31 of each year all new incidents involving acts
29 of violence, possession of a weapon or possession, use or sale
30 of controlled substances as defined in the act of April 14, 1972

1 (P.L.233, No.64), known as "The Controlled Substance, Drug,
2 Device and Cosmetic Act," or possession, use or sale of alcohol
3 or tobacco by any person on school property. The incidents to be
4 reported to the office shall include all incidents involving
5 conduct that constitutes a criminal offense listed under
6 paragraphs (4.1) and (4.2). Reports on a form to be developed
7 and provided by the office shall include:

8 (1) Age or grade of student.

9 (2) Name and address of school.

10 (3) Circumstances surrounding the incident, including, but
11 not limited to, type of weapon, controlled substance, alcohol or
12 tobacco, the date, time and location of the incident, if a
13 person other than a student is involved in the incident and any
14 relationship to the school entity.

15 (3.1) Race of student.

16 (3.2) Whether the student has an Individualized Education
17 Plan under the Individuals with Disabilities Education Act
18 (Public Law 91-230, 20 U.S.C. § 1400 et seq.), and if so, the
19 type of disability.

20 (4) Sanction imposed by the school.

21 (4.1) A list of criminal offenses which shall, at a minimum,
22 include:

23 (i) The following offenses under 18 Pa.C.S. (relating to
24 crimes and offenses):

25 Section 908 (relating to prohibited offensive weapons).

26 Section 912 (relating to possession of weapon on school
27 property).

28 Chapter 25 (relating to criminal homicide).

29 Section 2702 (relating to aggravated assault).

30 Section 2709.1 (relating to stalking).

1 Section 2901 (relating to kidnapping).

2 Section 2902 (relating to unlawful restraint).

3 Section 3121 (relating to rape).

4 Section 3122.1 (relating to statutory sexual assault).

5 Section 3123 (relating to involuntary deviate sexual
6 intercourse).

7 Section 3124.1 (relating to sexual assault).

8 Section 3124.2 (relating to institutional sexual assault).

9 Section 3125 (relating to aggravated indecent assault).

10 Section 3126 (relating to indecent assault).

11 Section 3301 (relating to arson and related offenses).

12 Section 3307 (relating to institutional vandalism) when the
13 penalty is a felony of the third degree.

14 Section 3502 (relating to burglary).

15 Section 3503(a) and (b)(1)(v) (relating to criminal
16 trespass).

17 Section 5501 (relating to riot).

18 Section 6110.1 (relating to possession of firearm by minor).

19 (ii) The possession, use or sale of a controlled substance
20 or drug paraphernalia as defined in "The Controlled Substance,
21 Drug, Device and Cosmetic Act."

22 (iii) Attempts, solicitation or conspiracy to commit any of
23 the offenses listed in subclauses (i) and (ii).

24 (iv) An offense for which registration is required under 42
25 Pa.C.S. § 9795.1 (relating to registration).

26 (4.2) The following offenses under 18 Pa.C.S., and any
27 attempt, solicitation or conspiracy to commit any of these
28 offenses:

29 Section 2701 (relating to simple assault).

30 Section 2705 (relating to recklessly endangering another

1 person).

2 Section 2706 (relating to terroristic threats).

3 Section 2709 (relating to harassment).

4 Section 3127 (relating to indecent exposure).

5 Section 3307 (relating to institutional vandalism) when the
6 penalty is a misdemeanor of the second degree.

7 Section 3503(b)(1)(i), (ii), (iii) and (iv), (b.1) and (b.2)
8 (relating to criminal trespass).

9 Chapter 39 (relating to theft and related offenses).

10 Section 5502 (relating to failure of disorderly persons to
11 disperse upon official order).

12 Section 5503 (relating to disorderly conduct).

13 Section 6305 (relating to sale of tobacco).

14 Section 6306.1 (relating to use of tobacco in schools
15 prohibited).

16 Section 6308 (relating to purchase, consumption, possession
17 or transportation of liquor or malt or brewed beverages).

18 (5) Notification of law enforcement.

19 (6) Remedial programs involved.

20 (7) Parental involvement required.

21 (8) Arrests, convictions and adjudications, if known.

22 (b.1) Prior to submitting the report required under
23 subsection (b), each chief school administrator and each police
24 department having jurisdiction over school property of the
25 school entity shall do all of the following:

26 (1) No later than thirty (30) days prior to the deadline for
27 submitting the report to the office required under subsection
28 (b), the chief school administrator shall submit the report to
29 the police department with jurisdiction over the relevant school
30 property. The police department shall review the report and

1 compare the data regarding criminal offenses and notification of
2 law enforcement to determine whether the report accurately
3 reflects police incident data.

4 (2) No later than fifteen (15) days prior to the deadline
5 for the chief school administrator to submit the report required
6 under subsection (b), the police department shall notify the
7 chief school administrator, in writing, whether the report
8 accurately reflects police incident data. Where the police
9 department determines that the report accurately reflects police
10 incident data, the chief of police shall sign the report. Where
11 the police department determines that the report does not
12 accurately reflect police incident data, the police department
13 shall indicate any discrepancies between the report and police
14 incident data.

15 (3) Prior to submitting the report required under subsection
16 (b), the chief school administrator and the police department
17 shall attempt to resolve discrepancies between the report and
18 police incident data. Where a discrepancy remains unresolved,
19 the police department shall notify the chief school
20 administrator and the office in writing.

21 (4) Where a police department fails to take action as
22 required under paragraph (2) or (3), the chief school
23 administrator shall submit the report required under subsection
24 (b) and indicate that the police department failed to take
25 action as required under paragraph (2) or (3).

26 (c) Each chief school administrator shall form an advisory
27 committee composed of relevant school staff, including, but not
28 limited to, principals, security personnel, school resource
29 officers, guidance counselors and special education
30 administrators, to assist in the development of a memorandum of

1 understanding pursuant to this section. In consultation with the
2 advisory committee, each chief school administrator shall enter
3 into a memorandum of understanding with police departments
4 having jurisdiction over school property of the school entity.
5 Each chief school administrator shall submit a copy of the
6 memorandum of understanding to the office by June 30, 2011, and
7 biennially update and re-execute a memorandum of understanding
8 with local law enforcement and file such memorandum with the
9 office on a biennial basis. The memorandum of understanding
10 shall be signed by the chief school administrator, the chief of
11 police of the police department with jurisdiction over the
12 relevant school property and principals of each school building
13 of the school entity. The memorandum of understanding shall
14 comply with the regulations promulgated by the State Board of
15 Education under section 1302.1-A and shall also include:

16 (1) The procedure for police department review of the annual
17 report required under subsection (b) prior to the chief school
18 administrator filing the report required under subsection (b)
19 with the office.

20 (2) A procedure for the resolution of school violence data
21 discrepancies in the report prior to filing the report required
22 under subsection (b) with the office.

23 (3) Additional matters pertaining to crime prevention agreed
24 to between the chief school administrator and the police
25 department.

26 (d) Pursuant to section 615 of the Individuals with
27 Disabilities Education Act (Public Law 91-230, 20 U.S.C. §
28 1415(k)(6)), nothing in section 1302.1-A or this section shall
29 be construed to prohibit a school entity from reporting a crime
30 committed by a child with a disability to appropriate

1 authorities or to prevent State law enforcement and judicial
2 authorities from exercising their responsibilities with regard
3 to the application of Federal and State law to crimes committed
4 by a child with a disability.

5 (e) (1) Notwithstanding any provision of law to the
6 contrary, the Department of Education may initiate disciplinary
7 action before the Professional Standards and Practices
8 Commission pursuant to the act of December 12, 1973 (P.L.397,
9 No.141), known as the "Professional Educator Discipline Act,"
10 against a chief school administrator or principal of a school
11 entity who intentionally fails to submit the report as required
12 under subsection (b) or enter into the memorandum of
13 understanding with the police department with jurisdiction over
14 the relevant school property, report an incident involving an
15 act of violence, possession of a weapon or an offense listed
16 under subsection (b) (4.1) that occurs on school property to a
17 police department or submit a copy of the memorandum of
18 understanding to the office as required under subsection (c) or
19 who intentionally falsifies a report submitted as required under
20 this section.

21 (2) In addition to any other disciplinary actions set forth
22 in the "Professional Educator Discipline Act," a chief school
23 administrator or principal of a school entity who intentionally
24 fails to submit the report as required under subsection (b) or
25 enter into the memorandum of understanding with the police
26 department with jurisdiction over the relevant school property,
27 report an incident involving an act of violence, possession of a
28 weapon or an offense cited under subsection (b) (4.1) that occurs
29 on school property to a police department or submit a copy of
30 the memorandum of understanding to the office as required under

1 subsection (c) or who intentionally falsifies a report submitted
2 as required under this section shall be subject to prosecution
3 for violation of 18 Pa.C.S. § 4904 (relating to unsworn
4 falsification to authorities). The following civil penalties may
5 be imposed by the Professional Standards and Practices
6 Commission for violations of this article:

- 7 (i) for a first violation, \$2,500;
- 8 (ii) for a second violation, \$3,500; or
- 9 (iii) for a third or subsequent violation, \$5,000.

10 Any penalty imposed under this paragraph shall be paid to the
11 Department of Education and used for the support of the office.]

12 Section 9. Sections 1303.1-A(c) and (d) and 1307-A of the
13 act are amended to read:

14 Section 1303.1-A. Policy Relating to Bullying.--* * *

15 (c) Each school entity shall review its policy every three
16 (3) years and annually provide the [office] Department of
17 Education with a copy of its policy relating to bullying,
18 including information related to the development and
19 implementation of any bullying prevention, intervention and
20 education programs. The information required under this
21 subsection shall be attached to or made part of the annual
22 report required under section [1303-A(b)] 1319-B(b).

23 (d) In its policy relating to bullying adopted or maintained
24 under subsection (a), a school entity shall not be prohibited
25 from defining bullying in such a way as to encompass acts that
26 occur outside a school setting if those acts meet the
27 requirements contained in subsection (e) (1), (3) and (4). If a
28 school entity reports acts of bullying to the [office]
29 Department of Education in accordance with section [1303-A(b)]
30 1319-B(b), it shall report all incidents that qualify as

1 bullying under the entity's adopted definition of that term.

2 * * *

3 Section 1307-A. Maintenance of Records.--All school entities
4 and private schools within this Commonwealth shall maintain
5 updated records of all incidents of violence, incidents
6 involving possession of a weapon and convictions or
7 adjudications of delinquency for acts committed on school
8 property by students enrolled therein on both a district-wide
9 and school-by-school basis. Records maintained under this
10 section shall be contained in a format developed by the
11 Pennsylvania State Police in cooperation with the [office within
12 ninety (90) days of the effective date of this section]
13 Department of Education. A statistical summary of these records
14 shall be made accessible to the public for examination by the
15 public during regular business hours.

16 Section 10. Sections 1310-A, 1311-A, 1312-A and 1313-A of
17 the act are repealed:

18 [Section 1310-A. Safe Schools Advocate in School Districts
19 of the First Class.--(a) The Executive Director of the
20 Pennsylvania Commission on Crime and Delinquency shall
21 establish, within the commission, a safe schools advocate for
22 each school district of the first class. The advocate shall not
23 be subject to the act of August 5, 1941 (P.L.752, No.286), known
24 as the "Civil Service Act." The advocate shall establish and
25 maintain an office within the school district.

26 (b) The safe schools advocate shall have the power and its
27 duties shall be:

28 (1) To monitor the school district's compliance with this
29 article, including:

30 (i) the school district's reporting to the office of

1 incidents involving acts of violence, possession of a weapon or
2 possession, use or sale of controlled substances as defined in
3 the act of April 14, 1972 (P.L.233, No.64), known as "The
4 Controlled Substance, Drug, Device and Cosmetic Act," or
5 possession, use or sale of alcohol or tobacco by any person on
6 school property;

7 (ii) obtaining copies of the school district's reports to
8 the office and reviewing and analyzing them;

9 (iii) the school district's compliance with the procedures
10 set forth in the memorandum of understanding with the
11 appropriate police department regarding incidents involving acts
12 of violence and possession of weapons; and

13 (iv) obtaining documentation, on a weekly basis during those
14 times when school is in session, of all written or verbal
15 contacts by school district personnel with the appropriate
16 police department consistent with the requirements of the
17 memorandum of understanding.

18 (2) To monitor the school district's compliance with the
19 mandatory expulsion requirements of sections 1317.2 and 1318.1.

20 (3) To receive inquiries from school staff and parents or
21 guardians of students who are victims of acts of violence on
22 school property.

23 (4) To establish a protocol, in consultation with the
24 Juvenile Court Judges' Commission, to assure timely receipt by
25 the school district of information regarding students who have
26 been adjudicated delinquent pursuant to 42 Pa.C.S. § 6341(b.1)
27 (relating to adjudication) and to monitor the school district's
28 use of that information to ensure that victims of acts of
29 violence by a student are protected.

30 (5) To establish a program to assure extensive and

1 continuing public awareness of information regarding the role of
2 the advocate on behalf of victims of acts of violence on school
3 property, which may include the mailing of information to the
4 parents or guardians of students in the school district or other
5 forms of communication.

6 (6) To review and analyze Federal and State statutes which
7 may be an impediment to school safety and the imposition of
8 discipline for the commission of acts of violence on school
9 property and to prepare, by April 30, 2001, and as necessary
10 from time to time thereafter, reports making recommendations for
11 changes to the statutes which would promote school safety and
12 facilitate effective and expedient disciplinary action. The
13 reports shall be submitted to the secretary and the Executive
14 Director of the Pennsylvania Commission on Crime and
15 Delinquency.

16 (7) To review and analyze court decisions applicable to the
17 school district's disciplinary process and procedures, to make
18 recommendations to the school district regarding any negative
19 impact these decisions have upon the effective maintenance of
20 school safety and to make recommendations relating to the
21 existing provisions of consent decrees.

22 (8) To prepare an annual report regarding the activities of
23 the advocate during the prior fiscal year and any
24 recommendations for remedial legislation, regulations or school
25 district administrative reforms, which shall be submitted to the
26 school district superintendent, the secretary, the Executive
27 Director of the Pennsylvania Commission on Crime and
28 Delinquency, the chairperson of the Education Committee of the
29 Senate and the chairperson of the Education Committee of the
30 House of Representatives by August 15 of each year.

1 (9) To monitor infractions of the school district's code of
2 conduct to identify students whose conduct would constitute an
3 offense under 18 Pa.C.S. § 2701 (relating to simple assault).

4 (c) The safe schools advocate shall, on behalf of victims of
5 acts of violence on school property, victims of conduct that
6 would constitute an act of violence and victims of students who
7 have committed two or more infractions as set forth in
8 subsection (b) (9) :

9 (1) provide assistance and advice, including information on
10 support services provided by victim assistance offices of the
11 appropriate district attorney and through local community-based
12 victim service agencies;

13 (2) provide information to the parent or guardian of the
14 student victim regarding the disciplinary process and any action
15 ultimately taken against the student accused of committing the
16 act of violence;

17 (3) in cases involving the possession or use of a weapon,
18 advise the parent or guardian of the victim whether the school
19 district properly exercised its duty under section 1317.2;

20 (4) in cases where the advocate has received a request by
21 the parent or guardian of the victim, to attend formal
22 disciplinary proceedings;

23 (5) with the consent of the parent or guardian of the
24 victim, present information in the disciplinary proceeding,
25 which may include oral or written presentations, including
26 testimony by the victim or the parent or guardian of the victim,
27 regarding the impact on the victim and the victim's family and
28 the appropriate disciplinary action and which may include direct
29 or cross-examination of witnesses;

30 (6) where the perpetrator of an act of violence is returning

1 to school after placement under a consent decree, adjudication
2 of delinquency or conviction of a criminal offense, assist the
3 parent or guardian of the victim in providing input to the
4 school district and the appropriate juvenile or criminal justice
5 authority to ensure the victim's safety on school property;

6 (7) in cases where the district has failed to report the act
7 of violence to the appropriate police department as required by
8 the memorandum of understanding, to report such act of violence
9 directly; and

10 (8) provide information and make recommendations to the
11 office of the district attorney regarding the impact of the act
12 of violence on the victim and the victim's family.

13 (d) Upon discovery of the commission of an act of violence
14 upon a student, the school district of the first class shall
15 immediately notify the victim's parent or guardian of the safe
16 schools advocate. The form of this notice shall be developed by
17 the advocate and provided to the school district. This form
18 shall include the address and telephone number of the advocate
19 and a brief description of the purposes and functions of the
20 safe schools advocate. The principal of each school within the
21 school district shall post a notice not less than 8 1/2 by 11
22 inches entitled "Safe Schools Advocate" at a prominent location
23 within each school building, where such notices are usually
24 posted. The form of this notice shall also be developed by the
25 advocate and provided to the school district.

26 (e) It shall be the duty of each school administrator in a
27 school district of the first class to cooperate with the safe
28 schools advocate to implement this section and to provide the
29 advocate, upon request, with all available information
30 authorized by State law. In regard to individual cases of acts

1 of violence, only information permitted to be shared under
2 subsection (f) shall be disclosed.

3 (f) The advocate and all employes and agents of the safe
4 schools advocate shall be subject to and bound by section 444 of
5 the General Education Provisions Act (Public Law 90-247, 20
6 U.S.C. § 1232g) and 34 CFR Pt. 99 (relating to family
7 educational rights and privacy).

8 (g) This section shall not apply to the extent that it would
9 conflict with the requirements of the Individuals with
10 Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400
11 et seq.) or other applicable Federal statute or regulation.

12 (h) As used in this section:

13 "Act of violence" shall mean the possession of a weapon on
14 school property or an offense, including the attempt,
15 solicitation or conspiracy to commit the offense, under any of
16 the following provisions of 18 Pa.C.S. (relating to crimes and
17 offenses):

18 (1) Section 2501 (relating to criminal homicide).

19 (2) Section 2702 (relating to aggravated assault).

20 (3) Section 3121 (relating to rape).

21 (4) Section 3122.1 (relating to statutory sexual assault).

22 (5) Section 3123 (relating to involuntary deviate sexual
23 intercourse).

24 (6) Section 3124.1 (relating to sexual assault).

25 (7) Section 3125 (relating to aggravated indecent assault).

26 (8) Section 3126 (relating to indecent assault).

27 (9) Section 3301 (relating to arson and related offenses).

28 (10) Section 3701 (relating to robbery).

29 (11) Section 3702 (relating to robbery of motor vehicle).

30 "School district" shall mean school district of the first

1 class.

2 (i) At least eighty per centum (80%) of all appropriations
3 for the Office of Safe Schools Advocate in fiscal year 2006-2007
4 shall be expended by June 30, 2007, and the remaining balance of
5 the appropriation shall be committed or encumbered by June 30,
6 2007.

7 Section 1311-A. Standing.--(a) If a student in a school
8 district of the first class is a victim of an act of violence
9 involving a weapon on school property and the student who
10 possessed the weapon was not expelled under section 1317.2, the
11 parent or guardian of the victim shall have standing to
12 institute a legal proceeding to obtain expulsion of the student.

13 (b) The Office of General Counsel shall have standing to
14 bring an action on behalf of a victim or the parent or guardian
15 of a victim of an act of violence in a school in a school
16 district of the first class to modify, clarify or eliminate a
17 consent decree that is related to discipline in the district if,
18 in consultation with the advocate, the Office of General Counsel
19 believes that the action is in the best interests of the
20 students of the school district.

21 (c) (1) The Executive Director of the Pennsylvania
22 Commission on Crime and Delinquency in consultation with the
23 General Counsel may designate a portion of the funds provided
24 for the safe schools advocate:

25 (i) For contracts for legal services to assist low-income
26 parents or guardians of victims to obtain legal services for
27 proceedings under subsection (a).

28 (ii) To challenge a consent decree under subsection (b) or
29 to bring an action under sections 1310-A(c) (5) and 1312-A(a).

30 (2) The designation of attorneys to receive funds under this

1 subsection shall be within the discretion of the Office of
2 General Counsel after consultation with the safe schools
3 advocate.

4 (3) Designated funds which are not expended under this
5 subsection shall lapse to the General Fund.

6 (d) Legal proceedings under this section shall be conducted
7 by an attorney designated by the Office of General Counsel in
8 consultation with the safe schools advocate. The attorney must
9 be a member of the bar in good standing.

10 (f) As used in this section, "low-income parent or guardian"
11 shall mean a parent whose family income is no greater than two
12 hundred fifty per centum (250%) of the Federal poverty level.

13 Section 1312-A. Enforcement.--(a) (1) If the school
14 district of the first class fails to comply with requirements to
15 provide information to the safe schools advocate under section
16 1310-A, the advocate shall provide documentation of the failure
17 to the Secretary of Education and the Pennsylvania Commission on
18 Crime and Delinquency.

19 (2) If the secretary determines that there is
20 noncompliance, the secretary shall notify the advocate and the
21 Office of General Counsel. The Office of General Counsel, in
22 consultation with the safe schools advocate, shall designate an
23 attorney to bring an action in a court of competent jurisdiction
24 to enforce section 1310-A.

25 (3) If the secretary determines that the school district of
26 the first class has complied with the requirements to provide
27 information to the safe schools advocate under section 1310-A,
28 the secretary shall convene a public hearing at which the safe
29 schools advocate shall be permitted to testify regarding the
30 alleged noncompliance.

1 (b) Legal proceedings under subsection (a) shall be
2 conducted by an attorney designated by the Office of General
3 Counsel in consultation with the safe schools advocate. The
4 attorney must be a member of the bar in good standing.

5 Section 1313-A. Construction of Article and Other Laws.--
6 Nothing in this article or any other provision of law shall be
7 construed as granting a right of status for or participation by
8 the safe schools advocate in a grievance or arbitration
9 proceeding arising out of a collective bargaining agreement.]

10 Section 11. Section 1301-B of the act is amended by adding
11 definitions to read:

12 Section 1301-B. Definitions.

13 The following words and phrases when used in this article
14 shall have the meaning given to them in this section unless the
15 context clearly indicates otherwise:

16 "Chief school administrator." The superintendent of a public
17 school district, superintendent of an area career and technical
18 school, executive director of an intermediate unit or chief
19 executive officer of a charter school.

20 * * *

21 "Department." The Department of Education of the
22 Commonwealth.

23 * * *

24 "School property." As defined in section 1301-A.

25 * * *

26 "Student with a disability." A student who meets the
27 definition of "child with a disability" under 20 U.S.C. Ch. 33
28 (relating to education of individuals with disabilities) or who
29 meets the definition of a "handicapped person" under 29 U.S.C. §
30 794 (relating to nondiscrimination under Federal grants and

1 programs) and its implementing regulations (34 CFR 104.3(j)).
2 The term includes a student for whom an evaluation is pending
3 under either 20 U.S.C. Ch. 33 or 29 U.S.C. Ch. 16 (relating to
4 vocational rehabilitation and other rehabilitative services).

5 "Weapon." The term shall include, but not be limited to, a
6 knife, cutting instrument, cutting tool, nunchaku, firearm,
7 shotgun, rifle and other tool, instrument or implement capable
8 of inflicting serious bodily injury.

9 Section 12. Section 1302-B(e) of the act, amended July 8,
10 2022 (P.L.620, No.55), is amended, subsection (b)(12) is amended
11 by adding a subparagraph and the section is amended by adding a
12 subsection to read:

13 Section 1302-B. School Safety and Security Committee.

14 * * *

15 (b) Composition.--The committee shall consist of a
16 chairperson and the following members:

17 * * *

18 (12) The following members appointed by the Governor:

19 * * *

20 (xi) The Homeland Security Director of the Office of
21 Homeland Security under 4 Pa. Code Ch. 6 Subch. LL
22 (relating to Office of Homeland Security), who shall be a
23 nonvoting member.

24 * * *

25 (e) Term.--Members appointed under subsection (b)(5), (6),
26 (7), (8), (11) and (12) shall serve for a four-year term and may
27 be appointed for no more than one additional consecutive term.
28 The terms of those members who serve by virtue of the public
29 office they hold shall be concurrent with their service in the
30 office from which they derive their membership.

1 * * *

2 (j) Executive committee.--

3 (1) The committee shall establish an executive committee
4 which shall meet, at a minimum, every two months to identify
5 and review current and emerging school safety issues,
6 including, but not limited to:

7 (i) data on issues and incidents reported through
8 the Safe2Say Program;

9 (ii) information arising from county safe schools'
10 collaboratives under section 1310.1-B;

11 (iii) identification, prevention and mitigation of
12 potential threats of targeted violence in educational
13 settings;

14 (iv) utilization of best practices among school
15 entities related to threat assessment, bystander
16 intervention and reporting, crisis intervention and
17 emergency preparedness and response; and

18 (v) other incidents and issues impacting school
19 safety in this Commonwealth.

20 (2) The executive committee shall provide guidance and
21 recommendations for consideration by the committee.

22 (3) The executive committee shall include, at a minimum,
23 the chair of the committee and the members appointed under
24 subsection (b)(2), (3), (4), (5), (6), (7) and (8).

25 (4) Meetings of the executive committee shall not be
26 subject to the requirements of 65 Pa.C.S. Ch. 7 (relating to
27 open meetings).

28 (5) The member appointed under subsection (b)(2) shall
29 serve as chair of the executive committee.

30 (6) The executive committee may add other members of the

1 committee as necessary.

2 Section 13. The act is amended by adding a section to read:

3 Section 1302.1-B. Duties of committee.

4 The committee shall advance practices to improve the safety
5 and security of school entities within this Commonwealth,
6 including developing policies and providing resources, training,
7 guidance and assistance to schools and their partners. In
8 addition to other duties given to the committee under this
9 article, the committee shall have the following powers and
10 duties:

11 (1) To establish, periodically review and, if necessary,
12 update baseline criteria for physical security and behavioral
13 health in coordination with the department for school
14 entities in this Commonwealth.

15 (2) To coordinate antiviolence and school safety efforts
16 between school, professional, parental, governmental, law
17 enforcement and community organizations and associations.

18 (3) To collect, develop and disseminate information,
19 policies, strategies and other information to assist in the
20 development of programs to impact school and community
21 violence and other school-safety-related issues.

22 (4) To provide training to school employees, school
23 safety and security coordinators and communities on effective
24 measures to prevent and combat school and community violence
25 as well as school safety and security training under section
26 1310-B and coordinator training under section 1316-B.

27 (5) In collaboration and coordination with the
28 department, to assist school entities and nonpublic schools
29 on the development of policies to enhance safety and
30 security, including policies addressing possession of

1 weapons, acts of violence, protocols for coordination with
2 law enforcement officials and reporting under section 1319-B.

3 (6) In collaboration and coordination with the
4 department, to verify that each school entity has complied
5 with reporting and memorandum of understanding requirements
6 under section 1319-B.

7 (7) In collaboration and coordination with the
8 department, to publish and post on the commission's publicly
9 accessible Internet website a school safety annual report no
10 later than November 1 of each calendar year outlining all
11 incidents required to be reported under section 1319-B and
12 school entities that failed to submit a report under section
13 1319-B.

14 (8) In collaboration and consultation with the
15 Pennsylvania State Police, to establish criteria for
16 certifying approved vendors to provide school police officers
17 to nonpublic schools for the purpose of awarding grants under
18 section 1306.1-B(k).

19 (9) To publish and post on the commission's publicly
20 accessible Internet website a listing of approved vendors
21 under paragraph (8).

22 (10) In consultation with the department, to develop,
23 review and promulgate regulations under section 1306.2-B(b).

24 (11) To request data related to school safety and
25 security collected by the department to fulfill the duties of
26 the committee. The department shall provide requested data no
27 later than 10 days after the request is made.

28 Section 14. Section 1306-B(j)(4) and (12), (k) and (l) of
29 the act, amended July 8, 2022 (P.L.620, No.55), are amended,
30 subsection (h) is amended by adding paragraphs and the section

1 is amended by adding a subsection to read:

2 Section 1306-B. School Safety and Security Grant Program.

3 * * *

4 (h) School Safety and Security Fund.--

5 * * *

6 (10) For fiscal year 2023-2024, the committee shall
7 commit funds relating to school safety and security and
8 school mental health to school entities that receive a grant
9 award under this section no later than March 31, 2024.

10 (11) For fiscal year 2024-2025 and each fiscal year
11 thereafter, the committee shall commit funds relating to
12 school safety and security and school mental health to school
13 entities that receive a grant award under this section no
14 later than December 31 of each calendar year in which funds
15 are available.

16 (12) Notwithstanding any other provision of law, during
17 the 2023-2024 fiscal year, money appropriated for COVID
18 Relief - ARPA - School Mental Health Grants shall be
19 transferred to the fund and shall be used as follows:

20 (i) Ninety percent shall be used for grants under
21 section 1315.1-B.

22 (ii) Five percent shall be transferred to the
23 department for training of school based mental health
24 professionals and to establish pathways to certification
25 for school based mental health professionals.

26 (iii) Five percent shall be transferred to the
27 Pennsylvania Higher Education Assistance Agency for the
28 program under section 1318-B.

29 (i) Community violence prevention programs.--

30 (1) [Municipalities] Notwithstanding subsection (h) (7),

1 the committee shall use money appropriated to the commission
2 for violence intervention and prevention for grants and
3 technical assistance to municipalities, district attorneys,
4 institutions of higher education, community-based
5 organizations and other entities approved by the committee
6 [are the only eligible applicants] for programs under
7 subsection (j) (22).

8 * * *

9 (j) Specific purposes.--The committee shall provide grants
10 to school entities for programs that address school mental
11 health and safety and security, including:

12 * * *

13 (4) School-based diversion programs[.] as defined in
14 section 1301-A, including costs associated with the hiring of
15 qualified professional staff members to provide assistance
16 and services related to the programs.

17 * * *

18 (12) Security planning and purchase of security-related
19 technology, which may include metal detectors, protective
20 lighting, specialty trained canines, surveillance equipment,
21 special emergency communications equipment, automated
22 external defibrillators, electronic locksets, deadbolts,
23 trauma kits and theft control devices and training in the use
24 of security-related technology. [Security planning and
25 purchase of security-related technology shall be based on
26 safety needs identified by the school entity's board of
27 school directors.]

28 * * *

29 (k) Coordination of grant distribution.--The [department]
30 committee shall coordinate the distribution of grants under

1 [Article XIII-A with the committee] section 1306.1-B to ensure
2 the most effective use of resources.

3 (1) Audits.--

4 (1) The commission may randomly audit and monitor grant
5 recipients to ensure the appropriate use of grant funds and
6 compliance with [the provisions of] subsection (d).

7 (2) The Auditor General [shall] may not perform audits
8 related to school safety and security assessments, survey
9 instruments and grant applications.

10 (m) Procurement procedures.--An applicant shall be required
11 to comply with all applicable State and local procurement
12 requirements, policies and procedures when expending grant
13 funds.

14 Section 15. The act is amended by adding sections to read:
15 Section 1306.1-B. Targeted School Safety Grants for Nonpublic
16 Schools and School Entities Program.

17 (a) Reestablishment.--The Targeted School Safety Grants for
18 Nonpublic Schools and School Entities Program is reestablished
19 in the committee to make nonpublic schools and school entities
20 within this Commonwealth safer places.

21 (b) Continuation.--The targeted grants issued in fiscal year
22 2022-2023 and in any previous fiscal year to school entities and
23 to intermediate units on behalf of nonpublic schools through the
24 department under Article XIII-A shall continue to be
25 administered by the department. Targeted grants for fiscal year
26 2023-2024 and each year thereafter shall be awarded and
27 administered by the committee.

28 (c) Functions generally.--The committee shall perform all
29 functions related to the direct approval, disbursement and
30 administration of grants under the program.

1 (d) Diversity.--The committee shall ensure that grant
2 funding under the program is geographically dispersed throughout
3 this Commonwealth.

4 (e) Supplement and not supplant.--

5 (1) Grant money allocated through the program shall be
6 used to supplement and not supplant existing nonpublic school
7 entity spending on school safety and security.

8 (2) Nothing in this section shall be construed to
9 preclude a nonpublic school entity from making an application
10 in a subsequent year for the same purpose and amount awarded
11 in a prior year.

12 (f) Whole or partial awards.--The committee, in its
13 discretion, may award, in whole or in part, a request made by a
14 nonpublic school entity in its grant application based upon the
15 merit of a specific item requested.

16 (g) Sustainability planning.--Sustainability planning is not
17 a necessary component of an application under this section.

18 (h) Confidentiality.--Information submitted by a nonpublic
19 school entity as part of the grant application, the disclosure
20 of which would be reasonably likely to result in a substantial
21 and demonstrable risk of physical harm or the personal security
22 of students or staff, shall remain confidential and shall not be
23 accessible for inspection and duplication under the act of
24 February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law.
25 The committee may release aggregate data at its discretion.

26 (i) (Reserved).

27 (j) Uses.--Targeted grants to school entities and to
28 intermediate units on behalf of nonpublic schools shall be used
29 to fund programs that address school violence and school mental
30 health. Eligible uses of the funds shall include any use under

1 section 1306-B(j) and to fund programs that address school
2 violence by establishing or enhancing school security, including
3 costs associated with the training and compensation of school
4 security personnel.

5 (k) Other grant recipients.--

6 (1) The committee may award targeted grants to
7 municipalities, law enforcement agencies and approved vendors
8 to fund programs that address school violence by establishing
9 or enhancing school security, including costs associated with
10 the training and compensation of school security personnel.

11 (2) A municipality or law enforcement agency that
12 receives grants under this subsection shall, with the prior
13 consent of the governing board of the school entity or
14 nonpublic school, assign school resource officers to carry
15 out their official duties on the premises of the school
16 entity or nonpublic school. A municipality or law enforcement
17 agency may not receive grant money under this subsection for
18 any purpose other than for costs associated with school
19 resource officers and are not eligible for other grants
20 provided to school entities under this section. In assigning
21 school resource officers under this subsection, a
22 municipality shall take into consideration the proportion of
23 students enrolled in each school entity or nonpublic school.

24 (3) A nonpublic school may apply to the committee for
25 grant funding under paragraph (1) to be used for the costs
26 associated with obtaining the services of school security
27 personnel from a list of approved vendors certified by the
28 committee. A grant award for this purpose shall be awarded
29 and paid directly to the approved vendor with which the
30 nonpublic school contracts for services. A nonpublic school

1 may not apply for grant funding under this subsection for any
2 purpose other than obtaining the services of school security
3 personnel under this paragraph.

4 (1) Other duties.--The committee shall have the following
5 duties as to targeted grants:

6 (1) Targeted grants shall be allocated through a
7 competitive grant review process established by the
8 committee. A school entity must satisfy the requirements of
9 this section. The application for a targeted grant shall
10 include:

11 (i) the purpose for which the targeted grant will be
12 utilized;

13 (ii) information indicating the need for the
14 targeted grant, including, but not limited to, school
15 violence statistics;

16 (iii) an estimated budget;

17 (iv) methods for measuring outcomes; and

18 (v) other criteria as the committee may require.

19 (2) The committee shall:

20 (i) Give priority in grant funding under subsection
21 (c) to a school entity designated as a persistently
22 dangerous school as defined in 22 Pa. Code § 403.2
23 (relating to definitions).

24 (ii) Give priority in grant funding under subsection
25 (j) to school entities with the greatest need related to
26 safety and order.

27 (iii) For municipalities, local law enforcement
28 agencies and nonpublic schools that apply for funding for
29 the training and compensation of school security
30 personnel under subsection (j) or (k), give priority to

1 municipalities, local law enforcement agencies and
2 nonpublic schools that utilize school security personnel
3 who have completed the training and qualifications
4 required under Article XIII-C.

5 (iv) For school entities or nonpublic schools that
6 apply for funding for school police officers under
7 subsection (j) or (k), give priority to school entities
8 and nonpublic schools that utilize school police officers
9 who satisfy all of the following:

10 (A) Are retired Federal agents or retired State,
11 municipal or military police officers.

12 (B) Are independent contractors of the school
13 entity or nonpublic school.

14 (C) Are compensated on an hourly basis and
15 receive no other compensation or fringe benefits from
16 the school entity or nonpublic school.

17 (D) Have completed annual training as required
18 by the Municipal Police Officers' Education and
19 Training Commission under 53 Pa.C.S. Ch. 21 Subch. D
20 (relating to municipal police education and
21 training).

22 (E) The requirements of section 111.

23 (F) In the case of a school entity, have been
24 indemnified by the school entity under 42 Pa.C.S. §
25 8548 (relating to indemnity).

26 (G) Are utilized by a school entity or nonpublic
27 school that has not employed a school police officer
28 within the three years immediately preceding the
29 effective date of this section. Nothing in this
30 section shall be construed to impact grant decisions

1 for school entities, municipalities or law
2 enforcement agencies that apply for funding for
3 hiring of school resource officers under subsection
4 (j) or (k).

5 (3) For fiscal year 2023-2024 and each fiscal year
6 thereafter, the combined amount of grants awarded to
7 intermediate units on behalf of nonpublic schools under
8 subsection (j) and grants awarded for costs associated with a
9 nonpublic school obtaining the services of school security
10 personnel under subsection (k) shall be no less than
11 \$14,551,000.

12 (m) Audits.--

13 (1) The commission may randomly audit and monitor grant
14 recipients to ensure the appropriate use of grant funds and
15 compliance with the provisions of subsection (d).

16 (2) The Auditor General may not perform audits related
17 to school safety and security assessments, survey instruments
18 and grant applications.

19 (n) Procurement procedures.--An applicant shall be required
20 to comply with all applicable State and local procurement
21 requirements, policies and procedures when expending grant
22 money.

23 (o) Transfer.--Within 90 days of the effective date of this
24 section, from the amount appropriated to the Department of
25 Education for the Safe School Initiative, the Department of
26 Education shall transfer the sum of \$20,700,000 to the
27 commission for distribution by the committee in accordance with
28 this section.

29 (p) Definitions.--As used in this section, the following
30 words and phrases shall have the meanings given to them in this

1 subsection unless the context clearly indicates otherwise:

2 "Program." The Targeted School Safety Grants for Nonpublic
3 Schools and School Entities Program reestablished in this
4 section.

5 Section 1306.2-B. Standardized protocols.

6 (a) Continuation of regulations.--A regulation adopted under
7 section 1302.1-A and in effect as of the effective date of this
8 section shall be enforced by the committee in collaboration and
9 coordination with the department and the State Board of
10 Education and shall continue to have the same force and effect
11 until modified or revised under this section.

12 (b) Regulations.--No later than three years after the
13 effective date of this section, the committee shall promulgate
14 final-omitted regulations under the act of June 25, 1982
15 (P.L.633, No.181), known as the Regulatory Review Act, in
16 consultation with the department, necessary to implement this
17 article. The regulations shall include the following:

18 (1) A model memorandum of understanding between school
19 entities and law enforcement. The model memorandum of
20 understanding shall be reviewed at least once every three
21 years and revised where necessary. The committee may revise
22 the model memorandum of understanding by transmitting a
23 notice to the Legislative Reference Bureau for publication in
24 the next available issue of the Pennsylvania Bulletin that
25 contains the complete revised model memorandum of
26 understanding. The revised model memorandum of understanding
27 shall be incorporated into the Pennsylvania Code and replace
28 the existing model memorandum of understanding.

29 (2) A protocol for the notification of the law
30 enforcement agency when an offense listed under section 1319-

1 B(b) (7) occurs on school property. The protocol shall include
2 a requirement that the school entity immediately notify the
3 law enforcement agency when an offense occurs.

4 (3) A protocol for the notification of the law
5 enforcement agency at the discretion of the chief school
6 administrator regarding an offense listed under section 1319-
7 B(b) (8) or other offense that occurs on school property.

8 (4) A protocol for emergency and nonemergency response
9 by the law enforcement department. The protocol shall include
10 a requirement that the school entity notify and supply the
11 law enforcement agency with a copy of the comprehensive
12 disaster response and emergency preparedness plan as required
13 by 35 Pa.C.S. § 7701(g) (relating to duties concerning
14 disaster prevention).

15 (5) Procedures and protocols if a student with a
16 disability commits an incident listed under section 1319-B(b)
17 (7) and (8), including procedures related to student behavior
18 as required by 22 Pa. Code § 14.104 (relating to special
19 education plans) and 14.133 (relating to positive behavior
20 supports). Protocols may include, but need not be limited to,
21 training in the use of positive behavior supports and de-
22 escalation techniques for students with disabilities.

23 Section 1310.1-B. County safe schools' collaborative.

24 (a) Establishment.--A county, or multicounties acting
25 jointly, may establish a safe schools' collaborative to
26 distribute, promote and develop best practices applicable to
27 emergency response involving school safety and security through
28 an emergency preparedness planning approach. The collaborative
29 shall provide assistance to school entities, law enforcement and
30 emergency responders and shall meet at least quarterly to

1 develop safe and secure schools. The collaborative shall
2 identify and promote strategies, practices that align with those
3 identified by the committee and programs that support safe
4 schools for all students and staff and recommend implementation
5 as part of a countywide or multicounty safe schools' plan.

6 (b) Technical assistance.--The Pennsylvania Emergency
7 Management Agency in collaboration with the Pennsylvania State
8 Police and the Office of Homeland Security shall provide
9 technical assistance to a county or several counties to
10 establish a safe schools' collaborative under subsection (a) to
11 provide school districts, emergency responders and all relevant
12 school safety partners with quality information, resources,
13 consultation and training services.

14 (c) Reports.--The Pennsylvania Emergency Management Agency
15 in collaboration with the Pennsylvania State Police and the
16 Office of Homeland Security shall report to the committee
17 annually beginning September 1, 2024, and September 1 of each
18 year thereafter, the number of counties that have requested
19 technical assistance under subsection (b).

20 (d) Confidentiality of reports.--Reports to the committee
21 under this section shall remain confidential and shall not be
22 subject to inspection and duplication under the act of February
23 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law.

24 (e) Confidentiality of meetings.--Meetings of a county safe
25 schools' collaborative are not subject to the requirements of 65
26 Pa.C.S. Ch. 7 (relating to open meetings).
27 Section 1315.1-B. School mental health grants for 2023-2024
28 school year.

29 (a) Funding.--For the 2023-2024 school year, the amount of
30 money allocated under section 1306-B(h) (12) (i) shall be used by

1 the committee to award school mental health grants to school
2 entities in accordance with this section.

3 (b) Purpose of grants.--

4 (1) A school entity shall be eligible for school mental
5 health grants to meet the level 1 baseline criteria for
6 behavioral health and school climate criteria established by
7 the committee.

8 (2) A school entity that has met the level 1 baseline
9 criteria shall be eligible for school mental health grants
10 for the purposes outlined in section 1306-B(j) (6), (10),
11 (15), (17), (19), (20), (21), (23), (24), (25), (26), (27),
12 (28), (29) and (30).

13 (c) Amount of grants.--The committee shall award school
14 mental health grants in the following amounts to any school
15 entity that submits an application:

16 (1) A school district shall receive \$100,000 plus an
17 amount determined in paragraph (3).

18 (2) An intermediate unit, area career and technical
19 school, charter school, regional charter school ~~or~~, cyber <--
20 charter school, APPROVED PRIVATE SCHOOL OR CHARTERED SCHOOL <--
21 FOR THE EDUCATION OF THE DEAF OR THE BLIND shall receive
22 \$70,000.

23 (3) An amount determined as follows:

24 (i) Multiply the 2021-2022 adjusted average daily
25 membership for each school district by the difference
26 between the amount allocated in subsection (a) and the
27 sum of the amounts distributed under paragraphs (1) and
28 (2).

29 (ii) Divide the product from subparagraph (i) by the
30 2021-2022 adjusted average daily membership for all

1 school districts.

2 (d) Availability of applications.--The committee shall make
3 an application for grants under this section available to school
4 entities no later than 45 days after the effective date of this
5 section. The application requirements shall be limited to the
6 school entity's contact information, the specific purpose of the
7 grant based upon the categories specified in subsection (b) with
8 boxes on the application for the applicant to indicate the
9 school entity's anticipated use and certification by the
10 applicant that the funds will be used for the stated purpose.

11 (e) Effect of revenue received.--Grant money received under
12 this section may not be included when calculating the amount to
13 be paid under section 1725-A.

14 (f) Audit and monitoring.--The committee shall randomly
15 audit and monitor grant recipients to ensure the appropriate use
16 of grant funds and compliance with provisions of the grant
17 program.

18 (g) Definitions.--As used in this section, the following
19 words and phrases shall have the meanings given to them in this
20 subsection unless the context clearly indicates otherwise:

21 "School entity." A school district, area career and
22 technical school, intermediate unit, charter school, regional
23 charter school and cyber charter school.

24 Section 16. Section 1316-B(b) of the act, added July 8, 2022
25 (P.L.620, No.55), is amended to read:

26 Section 1316-B. School safety and security coordinator
27 training.

28 * * *

29 (b) Required training.--

30 (1) The committee shall adopt the required training

1 hours for the training developed under subsection (a). The
2 committee may not require more than seven hours of training
3 for the school safety and security coordinator annually. The
4 training shall be in addition to other training requirements
5 for school administrators.

6 (2) Employees required to undergo continuing
7 professional education under section 1205.2 and 1205.5 shall
8 receive credit toward their continuing professional education
9 requirements.

10 * * *

11 Section 17. The act is amended by adding sections to read:

12 Section 1319-B. Reporting and memorandum of understanding.

13 (a) Data reporting and access.--In collaboration and
14 coordination with the committee, the department shall collect
15 information as required by this section. The committee may
16 request information collected by the department under this
17 section. The department shall provide the information requested
18 no later than 10 days after the request date to the extent
19 permitted by law.

20 (b) Reporting by chief school administrator.--A chief school
21 administrator shall report to the department by July 31 of each
22 year all new incidents involving acts of violence, possession of
23 a weapon or possession, use or sale of controlled substances as
24 defined in the act of April 14, 1972 (P.L.233, No.64), known as
25 The Controlled Substance, Drug, Device and Cosmetic Act, or
26 possession, use or sale of alcohol or tobacco by any person on
27 school property. The report shall include all incidents
28 involving conduct that constitutes a criminal offense listed
29 under subsection (b) (7) and (8). Reports, on a form to be
30 developed and provided by the department, in collaboration and

1 coordination with the committee, shall include:

2 (1) The age or grade of the students involved.

3 (2) The name and address of school.

4 (3) The circumstances surrounding the incident,
5 including, but not limited to, the type of weapon, controlled
6 substance, alcohol or tobacco, the date, time and location of
7 the incident, if a person other than a student is involved in
8 the incident and any relationship of the person to the school
9 entity.

10 (4) The race of the students involved.

11 (5) Whether the students have an Individualized
12 Education Plan under 20 U.S.C. Ch.33 (relating to education
13 for individuals with disabilities) and, if so, the type of
14 disability.

15 (6) Any sanction imposed by the school.

16 (7) A list of criminal offenses which may, at a minimum,
17 include:

18 (i) The following offenses under 18 Pa.C.S.
19 (relating to crimes and offenses):

20 Section 908 (relating to prohibited offensive
21 weapons).

22 Section 912 (relating to possession of weapon on
23 school property).

24 Chapter 25 (relating to criminal homicide).

25 Section 2702 (relating to aggravated assault).

26 Section 2709.1 (relating to stalking).

27 Section 2901 (relating to kidnapping).

28 Section 2902 (relating to unlawful restraint).

29 Section 3121 (relating to rape).

30 Section 3122.1 (relating to statutory sexual

1 assault).

2 Section 3123 (relating to involuntary deviate sexual
3 intercourse).

4 Section 3124.1 (relating to sexual assault).

5 Section 3124.2 (relating to institutional sexual
6 assault).

7 Section 3125 (relating to aggravated indecent
8 assault).

9 Section 3126 (relating to indecent assault).

10 Section 3301 (relating to arson and related
11 offenses).

12 Section 3307 (relating to institutional vandalism)
13 when the offense is a felony of the third degree.

14 Section 3502 (relating to burglary).

15 Section 3503(a) and (b)(1)(v) (relating to criminal
16 trespass).

17 Section 5501 (relating to riot).

18 Section 6110.1 (relating to possession of firearm by
19 minor).

20 (ii) The possession, use or sale of a controlled
21 substance or drug paraphernalia as defined in The
22 Controlled Substance, Drug, Device and Cosmetic Act.

23 (iii) An attempt, solicitation or conspiracy to
24 commit an offense listed in subclauses (i) and (ii).

25 (iv) An offense for which registration is required
26 under 42 Pa.C.S. § 9799.55 (relating to registration).

27 (8) The following offenses under 18 Pa.C.S. and any
28 attempt, solicitation or conspiracy to commit any of these
29 offenses:

30 Section 2701 (relating to simple assault).

1 Section 2705 (relating to recklessly endangering another
2 person).

3 Section 2706 (relating to terroristic threats).

4 Section 2709 (relating to harassment).

5 Section 3127 (relating to indecent exposure).

6 Section 3307 when the offense is a misdemeanor of the
7 second degree.

8 Section 3503(b)(1)(i), (ii), (iii) and (iv), (b.1) and
9 (b.2).

10 Chapter 39 (relating to theft and related offenses).

11 Section 5502 (relating to failure of disorderly persons
12 to disperse upon official order).

13 Section 5503 (relating to disorderly conduct).

14 Section 6305 (relating to sale of tobacco products).

15 Section 6306.1 (relating to use of tobacco products in
16 schools prohibited).

17 Section 6308 (relating to purchase, consumption,
18 possession or transportation of liquor or malt or brewed
19 beverages).

20 (9) Notification of law enforcement.

21 (10) Remedial programs involved.

22 (11) Parental involvement required.

23 (12) Arrests, convictions and adjudications, if known.

24 (c) Duties.--Prior to submitting the report required under
25 subsection (b), each chief school administrator and each law
26 enforcement agency having jurisdiction over school property of
27 the school entity shall comply with the following:

28 (1) No later than 30 days prior to the deadline for
29 submitting the report to the department required under
30 subsection (b), the chief school administrator shall submit

1 the report to the law enforcement agency with jurisdiction
2 over the relevant school property. The law enforcement agency
3 shall review the report and compare the data regarding
4 criminal offenses and notification of law enforcement to
5 determine whether the report accurately reflects law
6 enforcement incident data.

7 (2) No later than 15 days prior to the deadline for the
8 chief school administrator to submit the report required
9 under subsection (b), the law enforcement agency shall notify
10 the chief school administrator, in writing, whether the
11 report accurately reflects law enforcement incident data.
12 Where the law enforcement agency determines that the report
13 accurately reflects law enforcement incident data, the chief
14 of police shall sign the report. If the law enforcement
15 agency determines that the report does not accurately reflect
16 law enforcement incident data, the law enforcement agency
17 shall indicate any discrepancy between the report and law
18 enforcement incident data.

19 (3) Prior to submitting the report required under
20 subsection (b), the chief school administrator and the law
21 enforcement agency shall attempt to resolve any discrepancy
22 between the report and law enforcement incident data. If a
23 discrepancy remains unresolved, the law enforcement agency
24 shall notify the chief school administrator and the
25 department in writing.

26 (4) If a law enforcement agency fails to take action as
27 required under paragraph (2) or (3), the chief school
28 administrator shall submit the report required under
29 subsection (b) and indicate that the law enforcement agency
30 failed to take action as required under paragraph (2) or (3),

1 as applicable.

2 (d) Advisory committee.--A chief school administrator shall
3 form an advisory committee composed of relevant school staff,
4 including, but not limited to, principals, security personnel,
5 school safety and security coordinator, emergency services
6 personnel, school security personnel, guidance counselors and
7 special education administrators to assist in the development of
8 a memorandum of understanding under this section. In
9 consultation with the advisory committee, the chief school
10 administrator shall enter into a memorandum of understanding
11 with law enforcement agencies having jurisdiction over school
12 property of the school entity. The chief school administrator
13 shall submit a copy of the memorandum of understanding to the
14 department by June 30, 2024, and biennially update and re-
15 execute a memorandum of understanding with law enforcement and
16 file the memorandum with the department on a biennial basis. The
17 memorandum of understanding shall be signed by the chief school
18 administrator, the chief of police of the law enforcement agency
19 with jurisdiction over the relevant school property and
20 principals of each school building of the school entity. The
21 memorandum of understanding shall comply with the regulations
22 promulgated under section 1306.2-B and shall also include:

23 (1) A procedure for law enforcement agency review of the
24 annual report required under subsection (b) prior to the
25 chief school administrator filing the report with the
26 department.

27 (2) A procedure for the resolution of a school violence
28 data discrepancy in the report prior to filing the report
29 required with the department.

30 (3) Additional matters pertaining to crime prevention

1 agreed to between the chief school administrator and the law
2 enforcement agency.

3 (e) Construction.--Pursuant to 20 U.S.C. § 1415(k) (6)
4 (relating to procedural safeguards), nothing in section 1302.1-A
5 or this section shall be construed to prohibit a school entity
6 from reporting a crime committed by a child with a disability to
7 appropriate authorities or to prevent State law enforcement and
8 judicial authorities from exercising their responsibilities with
9 regard to the application of Federal and State law to crimes
10 committed by a child with a disability.

11 (f) Noncompliance.--If a school entity or law enforcement
12 agency fails to comply with the provisions of this section, the
13 school entity or law enforcement agency may not be awarded any
14 grant administered by the committee until such time as the
15 school entity or law enforcement agency has complied with this
16 section.

17 (g) Report to the General Assembly.--

18 (1) The committee shall review and make recommendations
19 in a report to the General Assembly relating to the
20 following:

21 (i) All required reporting under this section,
22 including consideration of the criminal offenses under
23 subsection (b) (7) and (8).

24 (ii) All required reporting under this article and
25 Article XIII-C.

26 (2) The recommendations shall, at a minimum, include
27 whether the appropriate amount of data is being collected
28 and, if applicable, proposed elimination of any duplicative
29 reporting requirements.

30 (3) The committee shall transmit notice of the reports

1 under subparagraphs (1) and (2) to the department and the
2 General Assembly. The committee shall transmit notice of the
3 reports to the Legislative Reference Bureau for publication
4 in the next available issue of the Pennsylvania Bulletin.

5 Section 1320-B. Safe schools advocate in school districts of
6 the first class.

7 (a) Establishment.--The Executive Director of the commission
8 shall establish, within the commission, a safe schools advocate
9 for each school district. The safe schools advocate shall not be
10 subject to 71 Pa.C.S. Pt. III (relating to civil service
11 reform). The advocate shall establish and maintain an office
12 within the school district.

13 (b) Powers and duties.--The safe schools advocate shall have
14 the power and its duties shall be:

15 (1) To monitor on an annual basis, the school district's
16 compliance with this section and the memorandum of
17 understanding with the appropriate local law enforcement
18 agency by selecting, reviewing and analyzing a sample of the
19 school district's reporting under section 1319-B.

20 (2) For the purposes of victim advocacy and to assist in
21 the annual monitoring process under paragraph (1), to have
22 direct access to the school district's internal document
23 supporting the information required to be reported under
24 section 1319-B.

25 (3) To monitor the school district's compliance with the
26 mandatory expulsion requirements of sections 1317.2 and
27 1318.1.

28 (4) To receive inquiries from school staff and parents
29 or guardians of students who are victims of conduct that
30 constitutes a criminal offense on school property or to or

1 from school.

2 (5) To establish a protocol, in consultation with the
3 Juvenile Court Judges' Commission, to assure timely receipt
4 by the school district of information regarding students who
5 have been adjudicated delinquent under 42 Pa.C.S. § 6341(b.1)
6 (relating to adjudication) and to monitor the school
7 district's use of that information to ensure that victims are
8 protected.

9 (6) To establish a program to assure extensive and
10 continuing public awareness of information regarding the role
11 of the advocate on behalf of victims of conduct that
12 constitutes a criminal offense on school property or to or
13 from school, which may include the mailing of information to
14 the parents or guardians of students in the school district
15 or other forms of communication.

16 (7) To prepare an annual report regarding the activities
17 of the advocate during the prior fiscal year and any
18 recommendation for remedial legislation, regulation or school
19 district administrative reform, which shall be submitted to
20 the school district superintendent, the secretary, the
21 Executive Director of the commission, the chairperson of the
22 Education Committee of the Senate and the chairperson of the
23 Education Committee of the House of Representatives by August
24 15 of each year.

25 (c) Additional duties.--A safe schools advocate shall, on
26 behalf of victims of conduct that constitutes a criminal offense
27 on school property or victims of at least two infractions of the
28 school district's code of conduct:

29 (1) Provide assistance and advice, including information
30 on support services provided by victim assistance offices of

1 the appropriate district attorney and through local
2 community-based victim service agencies.

3 (2) Provide information to the parent or guardian of a
4 student victim regarding the disciplinary process and any
5 action ultimately taken against the student accused of
6 committing the conduct that constitutes a criminal offense.

7 (3) If the possession or use of a weapon is involved,
8 advise the parent or guardian of the victim whether the
9 school district properly exercised its duty under section
10 1317.2.

11 (4) If the advocate has received a request by the parent
12 or guardian of the victim, attend formal disciplinary
13 proceedings.

14 (5) With the consent of the parent or guardian of the
15 victim, participate and present information in the
16 disciplinary proceeding, which may include:

17 (i) making oral or written presentations, including
18 testimony by the victim or the parent or guardian of the
19 victim, regarding the impact on the victim and the
20 victim's family and the appropriate disciplinary action;
21 and

22 (ii) conducting direct or cross-examination of
23 witnesses.

24 (6) If the perpetrator of conduct that constitutes a
25 criminal offense returns to school after placement under a
26 consent decree, adjudication of delinquency or conviction of
27 a criminal offense, assist the parent or guardian of the
28 victim in providing input to the school district and the
29 appropriate juvenile or criminal justice authority to ensure
30 the victim's safety on school property.

1 (7) If a school district has failed to report to the
2 appropriate law enforcement agency as required by the
3 memorandum of understanding, report the act directly.

4 (8) Provide information to the office of the district
5 attorney regarding the impact of the conduct that constitutes
6 a criminal offense on the victim and the victim's family.

7 (d) Notification.--

8 (1) Upon discovery of the commission of conduct that
9 constitutes a criminal offense upon a student, the school
10 district shall immediately notify the safe schools advocate
11 of the incident, including the details of the incident and
12 all of the individuals involved, and immediately notify the
13 victim, the victim's parent or legal guardian.

14 (2) The form of the notice to the victim or the victim's
15 parent or legal guardian shall be developed by the advocate
16 and provided to the school district and shall include the
17 address and telephone number of the advocate and a brief
18 description of the purposes and functions of the safe schools
19 advocate.

20 (3) The principal of each school within the school
21 district shall post a notice not less than 8 1/2" by 11"
22 entitled "Safe Schools Advocate" at a prominent location
23 within each school building, where notices are usually
24 posted.

25 (4) The form of the notice shall also be developed by
26 the safe schools advocate and provided to the school
27 district.

28 (e) Cooperation.--School administrators in a school district
29 shall cooperate with the safe schools advocate to implement this
30 section and provide the advocate, upon request, with all

1 available information authorized by State law.

2 (f) Applicable provisions.--The advocate and all employees
3 and agents of the safe schools advocate shall be subject to and
4 20 U.S.C. § 1232g (relating to family educational and privacy
5 rights) and 34 CFR Pt. 99 (relating to family educational rights
6 and privacy).

7 (g) Limitation.--This section shall not apply to the extent
8 that it would conflict with the requirements of 20 U.S.C. Ch. 33
9 (relating to education of individuals with disabilities) or
10 other applicable Federal statute or regulation.

11 (h) Standing.--

12 (1) If a student in a school district is a victim of an
13 act of violence involving a weapon on school district
14 property and the student who possessed the weapon was not
15 expelled under section 1317.2, the parent or guardian of the
16 victim shall have standing to institute a legal proceeding to
17 obtain expulsion of the student.

18 (2) The Office of General Counsel shall have standing to
19 bring an action on behalf of a victim or the parent or
20 guardian of a victim of an act of violence in a school in a
21 school district to modify, clarify or eliminate a consent
22 decree that is related to discipline in the school district
23 if, in consultation with the advocate, the Office of General
24 Counsel believes that the action is in the best interests of
25 the students of the school district.

26 (3) The Executive Director of the commission, in
27 consultation with the General Counsel, may designate a
28 portion of the funds provided for the safe schools advocate:

29 (i) For contracts for legal services to assist low-
30 income parents or guardians of victims to obtain legal

1 services for proceedings under subsection (a).

2 (ii) To challenge a consent decree under subsection
3 (b) or to bring an action under this act.

4 (4) The designation of attorneys to receive funds under
5 this subsection shall be within the discretion of the Office
6 of General Counsel after consultation with the safe schools
7 advocate.

8 (5) Designated funds not expended under this subsection
9 shall lapse to the General Fund.

10 (6) Legal proceedings under this section shall be
11 conducted by an attorney designated by the Office of General
12 Counsel in consultation with the safe schools advocate. The
13 attorney must be a member of the bar in good standing.

14 (i) Definitions.--As used in this section, the following
15 words and phrases shall have the meanings given to them in this
16 subsection unless the context clearly indicates otherwise:

17 "Low-income parent or guardian." A parent whose family
18 income is no greater than 250% of the Federal poverty level.

19 "School district." A school district of the first class.

20 "Victim." An individual against whom a crime has been
21 committed or attempted and who, as a direct result of the
22 criminal act or attempt, suffers physical or mental injury,
23 death or the loss of earnings as those terms are defined under
24 section 103 of the act of November 24, 1998 (P.L.882, No.111),
25 known as the Crime Victims Act. The term may include an
26 individual exercising self-defense when assaulted.

27 Section 1321-B. Enforcement.

28 (a) Procedure.--

29 (1) If a school district of the first class fails to
30 comply with the requirement to provide information to the

1 safe schools advocate under section 1320-B, the advocate
2 shall provide documentation of the failure to the Secretary
3 of Education and the commission.

4 (2) If the Secretary of Education determines that there
5 is noncompliance, the secretary shall direct the school
6 district of the first class to take corrective action. If the
7 school district of the first class fails to take corrective
8 action within 60 days, the secretary shall notify the
9 advocate and the Office of General Counsel. The Office of
10 General Counsel, in consultation with the safe schools
11 advocate, shall designate an attorney to bring an action in a
12 court of competent jurisdiction to obtain compliance.

13 (3) If the Secretary of Education determines that the
14 school district of the first class has complied with the
15 requirements to provide information to the safe schools
16 advocate, the secretary shall convene a public hearing at
17 which the safe schools advocate shall be permitted to testify
18 regarding the alleged noncompliance.

19 (4) Legal proceedings under this subsection shall be
20 conducted by an attorney designated by the Office of General
21 Counsel in consultation with the safe schools advocate. The
22 attorney must be a member of the bar in good standing.

23 (b) Construction of article and other laws.--Nothing in this
24 article or any other provision of law shall be construed as
25 granting a right of status for or participation by the safe
26 schools advocate in a grievance or arbitration proceeding
27 arising out of a collective bargaining agreement.

28 Section 18. The definition of "third-party vendor" in
29 section 1301-C of the act is amended and the section is amended
30 by adding a definition to read:

1 Section 1301-C. Definitions.

2 The following words and phrases when used in this article
3 shall have the meanings given to them in this section unless the
4 context clearly indicates otherwise:

5 * * *

6 "Committee." The School Safety and Security Committee
7 established under section 1302-B.

8 * * *

9 "Third-party vendor." A company or entity approved by [the
10 Office for Safe Schools under section 1302-A(b) (8) or] the
11 commission under section 1315-C(2) that provides school security
12 services.

13 Section 19. Section 1302-C of the act is amended by adding a
14 subsection to read:

15 Section 1302-C. School police officers.

16 * * *

17 (c) Reporting.--

18 (1) A school entity or nonpublic school that has applied
19 to the court to appoint a person or persons to act as school
20 police officers under subsection (a) on or after the
21 effective date of this subsection shall, within 30 days of
22 approval of the appointment from the court, submit a copy of
23 the court's order to the committee.

24 (2) A school entity or nonpublic school that has
25 previously applied to the court to appoint a person or
26 persons to act as school police officers prior to the
27 effective date of this subsection shall, within 120 days of
28 the effective date of this paragraph, submit a copy of the
29 court's order relating to the appointment of each school
30 police officer to the committee.

1 (3) The provisions of section 1305-B(e) shall apply to
2 any data provided to the committee under this subsection.

3 Section 20. Sections 1303-C ~~and~~, 1314-C(b) (3) (i) (C) AND 1403 <--
4 of the act are amended to read:

5 Section 1303-C. Annual report.

6 A school entity or nonpublic school which employs or
7 contracts for a school police officer shall report annually to
8 the department, the committee and the commission the following
9 information regarding school police officers receiving training
10 as required under 53 Pa.C.S. Ch. 21 Subch. D (relating to
11 municipal police education and training):

12 (1) The identity of the school entity or nonpublic
13 school and the number of school police officers employed or
14 contracted by the school entity or nonpublic school.

15 (2) The municipalities comprising the school entity or
16 in which the nonpublic school is located.

17 (3) The date and type of training provided to each
18 school police officer.

19 Section 1314-C. School security guards.

20 * * *

21 (b) Training.--The following shall apply:

22 * * *

23 (3) An armed school security guard who is employed or
24 contracted by a school entity or nonpublic school before
25 September 2, 2019, shall have until February 28, 2020, to
26 complete the instruction under paragraph (1) unless an
27 extension is approved through the following process:

28 (i) The governing body of a school entity or
29 nonpublic school may approve an extension of the deadline
30 specified in this paragraph for armed school security

1 guards to complete the required instruction due to a
2 hardship in complying with the deadline. The deadline may
3 be extended to no later than the beginning of the 2020-
4 2021 school year. The following shall apply:

5 * * *

6 (C) The school entity or nonpublic school shall
7 submit the approved hardship extension to [the Office
8 of Safe Schools within] the department not later than
9 15 days from the date of approval. Any documentation
10 submitted under this clause may not be subject to
11 inspection and duplication under the act of February
12 14, 2008 (P.L.6, No.3), known as the Right-to-Know
13 Law.

14 * * *

15 ~~Section 21. This act shall take effect immediately.~~ <--

16 SECTION 1403. DENTAL [EXAMINATIONS] SCREENINGS AND DENTAL <--
17 HYGIENE SERVICES.--(A) ALL CHILDREN OF SCHOOL AGE IN THE
18 COMMONWEALTH, (I) UPON ORIGINAL ENTRY INTO THE SCHOOL, (II)
19 WHILE IN THE THIRD GRADE, AND (III) WHILE IN THE SEVENTH GRADE,
20 SHALL BE GIVEN A DENTAL [EXAMINATION] SCREENING BY A SCHOOL
21 DENTIST OR PUBLIC HEALTH DENTAL HYGIENE PRACTITIONER: PROVIDED,
22 HOWEVER, THAT THIS REQUIREMENT SHALL NOT APPLY TO THOSE SCHOOL
23 DISTRICTS OR JOINT SCHOOL BOARDS WHICH HAVE INSTITUTED A PROGRAM
24 OF DENTAL HYGIENE SERVICES AS PROVIDED IN SUBSECTION (B) OF THIS
25 SECTION.

26 (B) ANY SCHOOL DISTRICT OR JOINT SCHOOL BOARD MAY INSTITUTE
27 A PROGRAM OF DENTAL HYGIENE SERVICES FOR CHILDREN OF SCHOOL AGE,
28 WHICH PROGRAM SHALL BE APPROVED BY THE SECRETARY OF HEALTH, AND
29 FOR THAT PURPOSE MAY EMPLOY DENTAL HYGIENISTS.

30 (C) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A SCHOOL

1 DISTRICT OR JOINT SCHOOL BOARD THAT HAS NOT INSTITUTED A PROGRAM
2 OF DENTAL HYGIENE SERVICES AS PROVIDED UNDER SUBSECTION (B) MAY
3 USE A PUBLIC HEALTH DENTAL HYGIENE PRACTITIONER TO SATISFY THE
4 REQUIREMENTS UNDER THIS SECTION.

5 (D) AS USED IN THIS SECTION, THE TERM "PUBLIC HEALTH DENTAL
6 HYGIENE PRACTITIONER" SHALL HAVE THE SAME MEANING GIVEN TO THAT
7 TERM IN SECTION 2 OF THE ACT OF MAY 1, 1933 (P.L.216, NO.76),
8 KNOWN AS "THE DENTAL LAW."

9 SECTION 21. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

10 SECTION 1426. EATING DISORDER AWARENESS AND EDUCATION.--(A)
11 A SCHOOL ENTITY SHALL ANNUALLY PROVIDE INFORMATION REGARDING
12 EATING DISORDER AWARENESS AND EDUCATION FOR PUPILS IN GRADES SIX
13 THROUGH TWELVE TO PARENTS, GUARDIANS AND KEY SCHOOL PERSONNEL.
14 THE INFORMATION SHALL BE CONSISTENT WITH THE EDUCATIONAL
15 INFORMATION AND MATERIALS AND RECOMMENDATIONS ESTABLISHED UNDER
16 THIS SECTION.

17 (B) A SCHOOL ENTITY SHALL PROVIDE THE EDUCATIONAL
18 INFORMATION AND MATERIALS TO PARENTS, GUARDIANS AND KEY SCHOOL
19 PERSONNEL ANNUALLY VIA EMAIL, FIRST CLASS MAIL OR ON THE SCHOOL
20 ENTITY'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

21 (C) THE DEPARTMENT, IN CONJUNCTION WITH THE DEPARTMENT OF
22 HEALTH, SHALL DEVELOP EDUCATIONAL INFORMATION AND MATERIALS AND
23 MAKE RECOMMENDATIONS FOR PROVIDING INFORMATION REGARDING EATING
24 DISORDER AWARENESS AND EDUCATION TO PARENTS, GUARDIANS AND KEY
25 SCHOOL PERSONNEL.

26 (D) THE EDUCATIONAL INFORMATION AND MATERIALS AND
27 RECOMMENDATIONS SHALL:

28 (1) BE DEVELOPED WITH INPUT FROM THE EATING DISORDERS
29 ADVISORY COMMITTEE ESTABLISHED UNDER THIS SECTION.

30 (2) BE POSTED ON THE DEPARTMENT'S PUBLICLY ACCESSIBLE

1 INTERNET WEBSITE IN A VARIETY OF LANGUAGES FOR DISSEMINATION TO
2 PARENTS, GUARDIANS AND KEY SCHOOL PERSONNEL BY SCHOOL ENTITIES.

3 (3) EXPLAIN THE IMPORTANCE OF EATING DISORDER PREVENTION
4 EDUCATION AND RESOURCES FOR SCHOOL ENTITIES AND KEY SCHOOL
5 PERSONNEL.

6 (4) LIST THE WARNING SIGNS, RISK FACTORS AND RESOURCES ABOUT
7 EATING DISORDERS.

8 (E) THE SECRETARY SHALL ESTABLISH THE EATING DISORDERS
9 ADVISORY COMMITTEE TO OFFER RECOMMENDATIONS TO THE DEPARTMENT
10 AND THE DEPARTMENT OF HEALTH CONCERNING EATING DISORDER
11 AWARENESS AND EDUCATION, INCLUDING THE TYPES AND WARNING SIGNS
12 OF EATING DISORDERS, WEIGHT AND BODY IMAGE DISORDER, EXCESSIVE
13 COMPULSIVE EXERCISE AND ORTHOREXIA NERVOSA.

14 (F) THE SECRETARY SHALL APPOINT MEMBERS TO THE EATING
15 DISORDERS ADVISORY COMMITTEE FROM SPECIALIZED ORGANIZATIONS AND
16 ENTITIES, INCLUDING THE PENNSYLVANIA SCHOOL BOARDS ASSOCIATION,
17 THE PENNSYLVANIA ASSOCIATION OF SCHOOL ADMINISTRATORS, THE
18 NATIONAL ALLIANCE FOR EATING DISORDERS, THE PENNSYLVANIA
19 ASSOCIATION OF SCHOOL NURSES AND PRACTITIONERS, THE PENNSYLVANIA
20 CHAPTER OF THE AMERICAN ACADEMY OF PEDIATRICS, THE PENNSYLVANIA
21 ACADEMY OF FAMILY PHYSICIANS, THE INTERNATIONAL ASSOCIATION OF
22 EATING DISORDERS PROFESSIONALS FOUNDATION AND THE ACADEMY FOR
23 EATING DISORDERS.

24 (G) MEMBERS OF THE EATING DISORDERS ADVISORY COMMITTEE SHALL
25 SERVE WITHOUT COMPENSATION.

26 (H) DURING THE FIRST YEAR AFTER THE ESTABLISHMENT OF THE
27 EATING DISORDERS ADVISORY COMMITTEE, THE COMMITTEE SHALL MEET AT
28 LEAST TWO TIMES PER SCHOOL YEAR AT THE CALL OF THE SECRETARY OR
29 THE SECRETARY'S DESIGNEE, WHO SHALL SERVE AS CHAIRPERSON. THE
30 FIRST MEETING OF THE COMMITTEE SHALL OCCUR WITHIN SIXTY (60)

1 DAYS OF THE EFFECTIVE DATE OF THIS SECTION.

2 (I) DURING SUBSEQUENT YEARS, THE EATING DISORDERS ADVISORY
3 COMMITTEE SHALL MEET AT LEAST ONE TIME PER SCHOOL YEAR TO
4 REASSESS THE INFORMATION PROVIDED TO SCHOOL ENTITIES AND TO
5 PARENTS.

6 (J) THE DEPARTMENT SHALL MAKE AVAILABLE THE EDUCATIONAL
7 INFORMATION AND MATERIALS AND RECOMMENDATIONS DEVELOPED UNDER
8 THIS SECTION TO SCHOOL ENTITIES WITHIN ONE YEAR AFTER THE
9 ESTABLISHMENT OF THE EATING DISORDERS ADVISORY COMMITTEE.

10 (K) THE DEPARTMENT, THE DEPARTMENT OF HEALTH AND THE EATING
11 DISORDERS ADVISORY COMMITTEE SHALL IDENTIFY AND DEVELOP
12 APPROPRIATE ADDITIONS OR REVISIONS TO THE COMMONWEALTH'S SCHOOL
13 HEALTH REGULATIONS AND MATERIALS RELATED TO THE DEVELOPMENT OF
14 PARENT EDUCATIONAL INFORMATION, INCLUDING GUIDANCE REGARDING THE
15 CLEAR DELINEATION OF HEALTH INFORMATION FROM OTHER
16 ADMINISTRATIVE DOCUMENTATION.

17 (L) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
18 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION:

19 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
20 COMMONWEALTH.

21 "KEY SCHOOL PERSONNEL." INCLUDES SCHOOL PRINCIPALS, VICE
22 PRINCIPALS, SCHOOL COUNSELORS AND SCHOOL PSYCHOLOGISTS.

23 "NONPUBLIC SCHOOL." A SCHOOL, OTHER THAN A PUBLIC SCHOOL,
24 WITHIN THIS COMMONWEALTH:

25 (1) IN WHICH A RESIDENT OF THIS COMMONWEALTH MAY LEGALLY
26 FULFILL THE COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS OF THIS
27 ACT; AND

28 (2) THAT MEETS THE REQUIREMENTS OF 42 U.S.C. CH. 21 SUBCH. V
29 (RELATING TO FEDERALLY ASSISTED PROGRAMS) (TITLE VI OF THE CIVIL
30 RIGHTS ACT OF 1964).

1 "SCHOOL ENTITY." A SCHOOL DISTRICT, AREA CAREER AND
2 TECHNICAL SCHOOL, CHARTER SCHOOL, CYBER CHARTER SCHOOL, REGIONAL
3 CHARTER SCHOOL, INTERMEDIATE UNIT OR NONPUBLIC SCHOOL.

4 "SECRETARY." THE SECRETARY OF EDUCATION OF THE COMMONWEALTH.
5 SECTION 1403.1-A. ENROLLMENT OF STUDENTS.

6 (A) CONDITIONS.--A STUDENT MAY ENROLL IN THE RECOVERY HIGH
7 SCHOOL UNDER THE PROGRAM ESTABLISHED IN SECTION 1402-A IF THE
8 FOLLOWING APPLY:

9 (1) SUBJECT TO PARAGRAPH (2), THE STUDENT RESIDES IN A
10 SCHOOL DISTRICT OF THE FIRST CLASS AND THE STUDENT'S PARENT
11 OR GUARDIAN HAS APPLIED FOR ENROLLMENT IN THE RECOVERY HIGH
12 SCHOOL ON THE STUDENT'S BEHALF.

13 (2) IF FEWER THAN 20 STUDENTS RESIDING IN A SCHOOL
14 DISTRICT OF THE FIRST CLASS ENROLL IN THE RECOVERY HIGH
15 SCHOOL UNDER THE PROGRAM AT ANY TIME, A STUDENT WHO RESIDES
16 IN A SCHOOL DISTRICT OTHER THAN A SCHOOL DISTRICT OF THE
17 FIRST CLASS MAY ENROLL IN THE RECOVERY HIGH SCHOOL UNDER THE
18 PROGRAM IF THE STUDENT'S PARENT OR GUARDIAN HAS APPLIED FOR
19 ENROLLMENT IN THE RECOVERY HIGH SCHOOL ON THE STUDENT'S
20 BEHALF.

21 (B) PAYMENT.--THE DEPARTMENT OF EDUCATION SHALL PAY ANY
22 TUITION DUE FROM THE STUDENT'S SCHOOL DISTRICT OF RESIDENCE
23 UNDER SECTION 1405-A TO THE RECOVERY HIGH SCHOOL BY SUBTRACTING
24 THE AMOUNT FROM STATE SUBSIDIES PAYABLE TO THE STUDENT'S SCHOOL
25 DISTRICT OF RESIDENCE.

26 SECTION 1525.1. CALCULATION OF AVERAGE DAILY MEMBERSHIP FOR
27 A DUAL CREDIT COURSE.--(A) NOTWITHSTANDING 22 PA. CODE § 11.5
28 (RELATING TO PART-TIME ATTENDANCE FOR POTENTIAL GRADUATES) OR
29 ANY OTHER PROVISION OF LAW, EACH HIGH SCHOOL STUDENT WHO IS
30 ENROLLED IN A DUAL CREDIT COURSE THROUGH AN AGREEMENT ENTERED

1 INTO IN ACCORDANCE WITH SECTION 1525 MAY BE INCLUDED IN THE
2 SCHOOL ENTITY'S AVERAGE DAILY MEMBERSHIP.

3 (B) BY SEPTEMBER 1 OF EACH SCHOOL YEAR, THE DEPARTMENT OF
4 EDUCATION SHALL ISSUE A REPORT ON THE DATA COMPILED BY THE
5 DEPARTMENT IN SECTION 1525(E) TO THE CHAIR AND MINORITY CHAIR OF
6 THE APPROPRIATIONS COMMITTEE OF THE SENATE, THE CHAIR AND
7 MINORITY CHAIR OF THE APPROPRIATIONS COMMITTEE OF THE HOUSE OF
8 REPRESENTATIVES, THE CHAIR AND MINORITY CHAIR OF THE EDUCATION
9 COMMITTEE OF THE SENATE AND THE CHAIR AND MINORITY CHAIR OF THE
10 EDUCATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

11 (C) THIS SECTION SHALL NOT APPLY AFTER JUNE 30, 2025.

12 SECTION 22. SECTION 1551(A), (B) AND (F) OF THE ACT ARE
13 AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
14 READ:

15 SECTION 1551. ECONOMIC EDUCATION AND PERSONAL FINANCIAL
16 LITERACY PROGRAMS.--(A) THE DEPARTMENT SHALL HAVE THE POWER AND
17 ITS DUTY SHALL BE TO:

18 (1) PROVIDE RESOURCE INFORMATION ON ECONOMICS, ECONOMIC
19 EDUCATION AND PERSONAL FINANCIAL LITERACY TO EDUCATORS AND
20 PUBLIC AND PRIVATE SCHOOLS AND ORGANIZATIONS. THE DEPARTMENT
21 SHALL REVIEW AND UPDATE ITS EXISTING RESOURCE INFORMATION
22 FOLLOWING COMPLETION OF THE REVIEW OF THE STATE STANDARDS UNDER
23 THE STATE BOARD OF EDUCATION'S STANDARDS UNDER PARAGRAPH (2)
24 (II).

25 (2) PROVIDE FOR THE DISTRIBUTION, INCLUDING THROUGH THE
26 DEPARTMENT'S INTERNET WEBSITE, TO SCHOOL ENTITIES [OR] AND
27 PRIVATE, NONPUBLIC, ELEMENTARY OR SECONDARY SCHOOLS IN THIS
28 COMMONWEALTH, [TEACHER] OF MODEL CURRICULUM MATERIALS AND OTHER
29 AVAILABLE RESOURCES, INCLUDING ECONOMIC EDUCATION PARTNERSHIP
30 PROGRAMS, ON ECONOMIC EDUCATION AND PERSONAL FINANCIAL LITERACY,

1 INCLUDING THE BASIC PRINCIPLE INVOLVED WITH EARNING, SPENDING,
2 SAVING AND INVESTING MONEY. THE MODEL CURRICULUM MATERIALS SHALL
3 ALIGN WITH AND COMPLEMENT EXISTING STATE STANDARDS FOR
4 [ECONOMICS, FAMILY AND CONSUMER SCIENCE, AND CAREER EDUCATION
5 AND WORK] PERSONAL FINANCIAL LITERACY AS SET FORTH IN 22 PA.
6 CODE CH. 4 (RELATING TO ACADEMIC STANDARDS AND ASSESSMENT). THE
7 FOLLOWING SHALL APPLY:

8 (I) THE DEPARTMENT SHALL REVIEW AND UPDATE ITS EXISTING
9 MODEL CURRICULUM MATERIALS AND OTHER AVAILABLE RESOURCES AS
10 NECESSARY NO LATER THAN THE BEGINNING OF THE 2025-2026 SCHOOL
11 YEAR AND WITHIN ONE YEAR AFTER ANY REVISION OF THE STATE
12 STANDARDS UNDER SUBPARAGRAPH (II).

13 (II) THE STATE BOARD OF EDUCATION SHALL REVIEW THE EXISTING
14 STATE STANDARDS FOR ECONOMICS, FAMILY AND CONSUMER SCIENCE, AND
15 CAREER EDUCATION AND WORK AS SET FORTH IN 22 PA. CODE CH. 4 AND
16 REVISE THE STANDARDS AS NECESSARY TO IMPLEMENT THE PROVISIONS OF
17 THIS SUBARTICLE.

18 (3) IDENTIFY AND RECOGNIZE COMMONWEALTH SCHOOLS THAT
19 IMPLEMENT EXEMPLARY ECONOMIC AND ECONOMIC EDUCATION AND PERSONAL
20 FINANCIAL LITERACY CURRICULA AT EACH BENCHMARK AS SET FORTH IN
21 EXISTING STATE STANDARDS FOR ECONOMICS, FAMILY AND CONSUMER
22 SCIENCE, AND CAREER EDUCATION AND WORK AS SET FORTH IN 22 PA.
23 CODE CH. 4.

24 (4) MAINTAIN AN INVENTORY OF MODEL CURRICULUM ECONOMIC
25 EDUCATION AND PERSONAL FINANCIAL LITERACY MATERIALS, PROGRAMS
26 AND RESOURCES AVAILABLE IN COMMONWEALTH AGENCIES.

27 (B) IN DISTRIBUTING MODEL CURRICULUM MATERIALS AND RESOURCES
28 FOR USE IN SCHOOLS, THE DEPARTMENT SHALL CONSIDER THOSE
29 CURRENTLY AVAILABLE THROUGH INTERNATIONAL, NATIONAL, STATEWIDE
30 AND LOCAL ECONOMIC, BANKING TRADE AND PERSONAL FINANCE EDUCATION

1 ORGANIZATIONS.

2 (B.1) (1) BEGINNING WITH THE 2026-2027 SCHOOL YEAR AND IN
3 EACH SCHOOL YEAR THEREAFTER, A SCHOOL ENTITY OR NONPUBLIC SCHOOL
4 SHALL PROVIDE A MANDATORY COURSE IN PERSONAL FINANCIAL LITERACY
5 WITH A VALUE OF AT LEAST ONE-HALF CREDIT OR HALF OF A FULL
6 CREDIT. STUDENTS SHALL BE REQUIRED TO COMPLETE THE COURSE ONCE
7 DURING GRADE NINE, TEN, ELEVEN OR TWELVE.

8 (2) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO
9 CIRCUMVENT THE PROVISIONS OF 20 U.S.C. CH. 33 (RELATING TO
10 EDUCATION OF INDIVIDUALS WITH DISABILITIES). A STUDENT'S
11 INDIVIDUALIZED EDUCATION PROGRAM MAY PROVIDE FOR ACCOMMODATIONS
12 TO ENABLE THE STUDENT TO COMPLETE THE COURSE REQUIRED UNDER
13 PARAGRAPH (1).

14 (3) THE DEPARTMENT SHALL DEVELOP OR IDENTIFY A MODEL
15 CURRICULUM AND A LIST OF EDUCATION MATERIALS WHICH A SCHOOL
16 ENTITY OR NONPUBLIC SCHOOL MAY USE IN PROVIDING THE COURSE
17 REQUIRED UNDER PARAGRAPH (1). THE DEPARTMENT SHALL CONSULT WITH
18 MULTIPLE ORGANIZATIONS SPECIALIZING IN FINANCIAL LITERACY
19 EDUCATION IN DEVELOPING THE MODEL CURRICULUM AND EDUCATIONAL
20 MATERIALS. THE DEPARTMENT MAY UPDATE EXISTING MODEL CURRICULUM
21 MATERIALS IF NECESSARY AND OTHER AVAILABLE RESOURCES UNDER
22 SUBSECTION (A) AS NECESSARY TO COMPLY WITH THIS PARAGRAPH AND
23 SHALL UPDATE THE EXISTING MODEL CURRICULUM MATERIALS AND OTHER
24 AVAILABLE RESOURCES WITHIN ONE YEAR OF THE DATE OF REVISION OF
25 THE STATE STANDARDS UNDER SUBSECTION (A) (2) (II).

26 (4) THE DEPARTMENT SHALL CLARIFY WHICH CERTIFICATIONS ARE
27 NECESSARY TO QUALIFY AN EDUCATOR TO PROVIDE INSTRUCTION OF THE
28 COURSE REQUIRED UNDER PARAGRAPH (1), WHICH SHALL INCLUDE, AT A
29 MINIMUM, FAMILY AND CONSUMER SCIENCE, BUSINESS, COMPUTER AND
30 INFORMATION TECHNOLOGY, MATHEMATICS AND SOCIAL STUDIES. THE

1 DEPARTMENT SHALL REVISE ITS CERTIFICATION AND STAFFING POLICY
2 GUIDELINES AS NECESSARY TO REFLECT THE QUALIFICATIONS SPECIFIED
3 UNDER THIS PARAGRAPH.

4 (5) AN EDUCATOR WHO IS ASSIGNED TO PROVIDE INSTRUCTION OF
5 THE COURSE REQUIRED UNDER PARAGRAPH (1) MAY NOT:

6 (I) LOSE A PLANNING PERIOD AS A RESULT OF THE ASSIGNMENT,
7 EXCEPT IN ACCORDANCE WITH A COLLECTIVE BARGAINING AGREEMENT
8 BETWEEN A SCHOOL ENTITY AND AN EMPLOYE ORGANIZATION; OR

9 (II) BEAR ANY COSTS RELATED TO EARNING AN ADD-ON
10 CERTIFICATION NECESSARY TO PROVIDE THE INSTRUCTION.

11 (6) NOTHING IN THIS SUBSECTION SHALL SUPERSEDE OR PREEMPT
12 ANY PROVISION OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN A
13 SCHOOL ENTITY AND AN EMPLOYE ORGANIZATION.

14 * * *

15 (F) THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS
16 SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
17 SUBSECTION:

18 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
19 COMMONWEALTH.

20 "EDUCATOR." AS DEFINED IN SECTION 1.2 OF THE ACT OF DECEMBER
21 12, 1973 (P.L.397, NO.141), KNOWN AS THE "EDUCATOR DISCIPLINE
22 ACT."

23 "NONPUBLIC SCHOOL." A NONPROFIT SCHOOL, OTHER THAN A PUBLIC
24 SCHOOL, WHERE A RESIDENT OF THIS COMMONWEALTH MAY LEGALLY
25 FULFILL THE COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS OF THIS
26 ACT AND WHICH MEET THE REQUIREMENTS OF 42 U.S.C. CH. 21 SUBCH. V
27 (RELATING TO FEDERALLY ASSISTED PROGRAMS).

28 "PERSONAL FINANCIAL LITERACY." THE INTEGRATION OF VARIOUS
29 FACTORS RELATING TO PERSONAL FINANCIAL MANAGEMENT, INCLUDING
30 UNDERSTANDING FINANCIAL INSTITUTIONS, USING MONEY, LEARNING TO

1 MANAGE PERSONAL ASSETS AND LIABILITIES, CREATING BUDGETS AND ANY
2 OTHER FACTORS THAT MAY ASSIST AN INDIVIDUAL IN THIS COMMONWEALTH
3 TO BE FINANCIALLY RESPONSIBLE.

4 "PLANNING PERIOD." A PERIOD OF TIME DURING A SCHOOL DAY
5 WHICH AN EDUCATOR MAY USE FOR PROFESSIONAL DUTIES, INCLUDING
6 INSTRUCTIONAL PREPARATION AND PLANNING, COMMUNICATIONS WITH
7 PARENTS AND LEGAL GUARDIANS OF STUDENTS AND EVALUATING STUDENT
8 WORK.

9 "SCHOOL ENTITY." A [PUBLIC] SCHOOL DISTRICT, CHARTER SCHOOL,
10 CYBER CHARTER SCHOOL, REGIONAL CHARTER SCHOOL, INTERMEDIATE UNIT
11 OR AREA CAREER AND TECHNICAL SCHOOL.

12 "SECRETARY." THE SECRETARY OF EDUCATION OF THE COMMONWEALTH.

13 SECTION 23. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
14 SECTION 1517-D. QUARTERLY MEETINGS.

15 BEGINNING WITH THE 2023-2024 FISCAL YEAR, THE SECRETARY OF
16 EDUCATION AND SECRETARY OF HUMAN SERVICES SHALL REPORT, ON A
17 QUARTERLY BASIS, IN PERSON TO THE CHAIRPERSON AND MINORITY
18 CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE SENATE AND
19 THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS
20 COMMITTEE OF THE HOUSE OF REPRESENTATIVES OR THEIR DESIGNEES,
21 INFORMATION PERTAINING TO THE OPERATION OF THE PROGRAM,
22 INCLUDING THE MOST RECENT DATA REFLECTING THE FULL-TIME
23 EQUIVALENT NUMBER OF PROGRAM-FUNDED SLOTS AND THE FULL-TIME
24 EQUIVALENT NUMBER OF PROGRAM-ENROLLED SLOTS BY LEAD AGENCY
25 APPLICANT AND BY COUNTY.

26 SECTION 24. SECTION 1502-E(B) OF THE ACT IS AMENDED TO READ:
27 SECTION 1502-E. CHARACTER EDUCATION PROGRAM.

28 * * *

29 (B) CURRICULUM CONTENTS.--THE PROGRAM MAY INCLUDE AND TEACH
30 THE FOLLOWING BASIC CIVIL VALUES AND CHARACTER TRAITS:

1 (1) TRUSTWORTHINESS, INCLUDING HONESTY, INTEGRITY,
2 RELIABILITY AND LOYALTY.

3 (2) RESPECT, INCLUDING REGARD FOR OTHERS, TOLERANCE AND
4 COURTESY.

5 (3) RESPONSIBILITY, INCLUDING HARD WORK, ECONOMIC SELF-
6 RELIANCE, ACCOUNTABILITY, DILIGENCE, PERSEVERANCE AND SELF-
7 CONTROL.

8 (4) FAIRNESS, INCLUDING JUSTICE, CONSEQUENCES OF [BAD
9 BEHAVIOR] BEHAVIORS THAT IMPEDE THE LEARNING OF SELF OR
10 OTHERS, PRINCIPLES OF NONDISCRIMINATION AND FREEDOM FROM
11 PREJUDICE.

12 (5) CARING, INCLUDING KINDNESS, EMPATHY, COMPASSION,
13 CONSIDERATION, GENEROSITY AND CHARITY.

14 (6) CITIZENSHIP, INCLUDING LOVE OF COUNTRY, CONCERN FOR
15 THE COMMON GOOD, RESPECT FOR AUTHORITY AND THE LAW AND
16 COMMUNITY MINDEDNESS.

17 * * *

18 SECTION 25. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

19 ARTICLE XV-N

20 DUAL CREDIT INNOVATION AND EQUITY GRANT PROGRAM

21 SECTION 1501-N. DEFINITIONS.

22 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
23 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
24 CONTEXT CLEARLY INDICATES OTHERWISE:

25 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
26 COMMONWEALTH.

27 "DUAL CREDIT." CREDIT RECEIVED UNDER AN AGREEMENT BETWEEN A
28 SCHOOL ENTITY AND AN INSTITUTION OF HIGHER EDUCATION APPROVED TO
29 OPERATE IN THE COMMONWEALTH IN WHICH A STUDENT EARNS BOTH HIGH
30 SCHOOL AND POSTSECONDARY CREDIT BY TAKING A SINGLE POSTSECONDARY

1 COURSE.

2 "GRANT." A GRANT PROVIDED UNDER THE PROGRAM.

3 "PROGRAM." THE DUAL CREDIT INNOVATION AND EQUITY GRANT
4 PROGRAM ESTABLISHED IN SECTION 1502-N.

5 "PUBLIC INSTITUTION OF HIGHER EDUCATION." AN INSTITUTION OF
6 THE STATE SYSTEM OF HIGHER EDUCATION ESTABLISHED UNDER ARTICLE
7 XX-A, A COMMUNITY COLLEGE ESTABLISHED UNDER ARTICLE XIX-A,
8 THADDEUS STEVENS COLLEGE OF TECHNOLOGY ESTABLISHED UNDER ARTICLE
9 XIX-B OR THE RURAL REGIONAL COLLEGE ESTABLISHED UNDER ARTICLE
10 XIX-G.

11 "SCHOOL ENTITY." A SCHOOL DISTRICT, AREA CAREER AND
12 TECHNICAL SCHOOL, CHARTER SCHOOL, CYBER CHARTER SCHOOL OR
13 REGIONAL CHARTER SCHOOL.

14 SECTION 1502-N. DUAL CREDIT INNOVATION AND EQUITY GRANT
15 PROGRAM.

16 (A) ESTABLISHMENT.--THE DUAL CREDIT INNOVATION AND EQUITY
17 GRANT PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT TO AWARD
18 GRANTS TO PUBLIC INSTITUTIONS OF HIGHER EDUCATION THAT OFFER
19 DUAL CREDIT OPPORTUNITIES TO HIGH SCHOOL STUDENTS ENROLLED IN A
20 SCHOOL ENTITY.

21 (B) USE OF FUNDS.--PROGRAM FUNDS SHALL BE USED FOR THE
22 PURPOSE OF INCREASING THE CAPACITY FOR PUBLIC INSTITUTIONS OF
23 HIGHER EDUCATION TO PROVIDE DUAL CREDIT COURSES. FUNDS AWARDED
24 THROUGH A GRANT MAY BE USED FOR THE FOLLOWING:

25 (1) TO OPERATE DUAL CREDIT COURSES THAT ARE TUITION FREE
26 TO HIGH SCHOOL STUDENTS.

27 (2) TO SUPPORT PUBLIC INSTITUTIONS OF HIGHER EDUCATION
28 IN SEEKING EXTERNAL ACCREDITATION FOR THEIR DUAL CREDIT
29 COURSES.

30 (3) TO PROVIDE A SYSTEM OF WRAPAROUND STUDENT SUPPORTS

1 TO AID STUDENTS ENROLLED IN DUAL CREDIT COURSES TO BE
2 SUCCESSFUL IN THE COURSES AND TO SUCCESSFULLY TRANSITION TO
3 POSTSECONDARY EDUCATION UPON GRADUATION FROM HIGH SCHOOL.

4 (4) TO INCREASE THE USE OF NO-COST OR LOW-COST TEXTBOOKS
5 OR COURSE MATERIALS USED IN DUAL CREDIT COURSES.

6 (5) FOR PROFESSIONAL DEVELOPMENT ACTIVITIES FOR HIGH
7 SCHOOL TEACHERS TO ENABLE THEM TO TEACH DUAL CREDIT COURSES.

8 (C) PRIORITY.--THE DEPARTMENT SHALL GIVE PRIORITY IN GRANT
9 FUNDING TO PUBLIC INSTITUTIONS OF HIGHER EDUCATION THAT EXPAND
10 THE CURRENT OFFERINGS OF THE PUBLIC INSTITUTION OF HIGHER
11 EDUCATION, WITH A PARTICULAR EMPHASIS ON PROVIDING COURSES
12 ALIGNED WITH HIGH PRIORITY CAREER PATHS AND SERVING STUDENTS
13 EXPERIENCING EDUCATION INSTABILITY AS DEFINED IN SECTION 1331.1,
14 STUDENTS ENROLLED IN CAREER AND TECHNICAL EDUCATION PROGRAMS,
15 LOW-INCOME STUDENTS, HISTORICALLY UNDERSERVED STUDENT GROUPS AND
16 STUDENTS IN RURAL AREAS OF THE COMMONWEALTH.
17 SECTION 1503-N. REPORTING AND ACCOUNTABILITY.

18 FOR THE PURPOSE OF IMPROVING DATA COLLECTION AND TRANSPARENCY
19 RELATED TO THE VALUE OF DUAL CREDIT COURSES TO THE SUCCESS OF
20 STUDENTS AS THEY GRADUATE HIGH SCHOOL AND TRANSITION TO
21 POSTSECONDARY EDUCATION, THE DEPARTMENT SHALL ANNUALLY COLLECT
22 STUDENT-LEVEL DATA FROM GRANT RECIPIENTS AND POST AGGREGATE, DE-
23 IDENTIFIED INFORMATION RELATED TO ALL OF THE FOLLOWING ON THE
24 DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE:

25 (1) THE DEMOGRAPHICS OF STUDENTS ENROLLED IN DUAL CREDIT
26 COURSES.

27 (2) THE HIGH SCHOOL GRADUATION RATE OF STUDENTS ENROLLED
28 IN DUAL CREDIT COURSES.

29 (3) THE PERCENTAGE OF ECONOMICALLY DISADVANTAGED
30 STUDENTS ENROLLED IN DUAL CREDIT COURSES AND THE PERCENTAGE

1 OF STUDENTS ENROLLED IN DUAL CREDIT COURSES WHO ARE
2 ECONOMICALLY DISADVANTAGED.

3 (4) THE PERCENTAGE OF DUAL CREDIT STUDENTS WHO ENROLL IN
4 A REGIONALLY ACCREDITED POSTSECONDARY INSTITUTION THE FALL
5 AFTER GRADUATION, WITHIN ONE YEAR AND WITHIN TWO YEARS AFTER
6 HIGH SCHOOL GRADUATION.

7 (5) THE NUMBER OF COLLEGE CREDITS EARNED BY STUDENTS
8 ENROLLED IN DUAL CREDIT COURSES WHILE IN HIGH SCHOOL.

9 (6) AN ESTIMATE OF THE COST SAVINGS TO THE FAMILIES OF
10 STUDENTS ENROLLED IN DUAL CREDIT COURSES.

11 (7) THE PERCENTAGE OF DUAL CREDIT STUDENTS WHO ENROLL IN
12 A COMMUNITY COLLEGE, THADDEUS STEVENS COLLEGE OF TECHNOLOGY
13 OR THE NORTHERN PENNSYLVANIA REGIONAL COLLEGE FOLLOWING HIGH
14 SCHOOL GRADUATION AND GO ON TO GRADUATE OR TRANSFER TO A
15 FOUR-YEAR INSTITUTION WITHIN TWO, THREE AND FOUR YEARS OF
16 HIGH SCHOOL GRADUATION.

17 (8) THE PERCENTAGE OF DUAL CREDIT STUDENTS WHO ENROLL IN
18 A STATE SYSTEM OF HIGHER EDUCATION INSTITUTION FOLLOWING HIGH
19 SCHOOL GRADUATION AND GO ON TO GRADUATE IN FOUR, FIVE OR SIX
20 YEARS.

21 (9) THE PERCENTAGE OF DUAL CREDIT STUDENTS WHO ATTEND
22 POSTSECONDARY INSTITUTIONS LOCATED IN PENNSYLVANIA FOLLOWING
23 GRADUATION COMPARED TO THOSE WHO ATTEND OUT-OF-STATE
24 POSTSECONDARY INSTITUTIONS.

25 SECTION 26. SECTION 1607(B) OF THE ACT IS AMENDED BY ADDING
26 A PARAGRAPH AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
27 READ:

28 SECTION 1607. ATTENDANCE IN OTHER DISTRICTS.--* * *

29 (B) IF A THIRD CLASS SCHOOL DISTRICT OPERATING UNDER A
30 SPECIAL BOARD OF CONTROL PURSUANT TO SECTION 692 HAS, WITH THE

1 APPROVAL OF THE SECRETARY OF EDUCATION, CURTAILED ITS
2 EDUCATIONAL PROGRAM BY ELIMINATING ITS HIGH SCHOOL AND HAS NOT
3 ASSIGNED ITS HIGH SCHOOL PUPILS TO ANOTHER SCHOOL DISTRICT AND
4 PROVIDED ADEQUATE TRANSPORTATION IN A MANNER UNDER SUBSECTION
5 (A), THE SECRETARY SHALL HAVE THE FOLLOWING AUTHORITY:

6 * * *

7 (5) FOR THE 2023-2024 SCHOOL YEAR AND EACH SCHOOL YEAR
8 THEREAFTER, THE PER PUPIL TUITION RATE THAT A SCHOOL DISTRICT
9 DESIGNATED UNDER PARAGRAPH (1) SHALL RECEIVE FOR EACH REASSIGNED
10 STUDENT IN A REGULAR OR SPECIAL EDUCATION PROGRAM SHALL BE THE
11 SUM OF:

12 (I) THE TUITION RATE ESTABLISHED FOR THE PRIOR SCHOOL YEAR;
13 AND

14 (II) THE PRODUCT OF:

15 (A) THE TUITION RATE ESTABLISHED FOR THE PRIOR SCHOOL YEAR;
16 AND

17 (B) THE AVERAGE OF THE MOST RECENT PERCENTAGE INCREASE IN
18 THE STATEWIDE AVERAGE WEEKLY WAGE AND THE EMPLOYMENT COST INDEX
19 AS DEFINED IN THE "TAXPAYER RELIEF ACT."

20 * * *

21 (B.2) (1) A SCHOOL DISTRICT THAT ELIMINATED ITS HIGH SCHOOL
22 UNDER SUBSECTION (B) SHALL NOT REOPEN ITS HIGH SCHOOL WITHOUT
23 THE APPROVAL OF THE SECRETARY OF EDUCATION.

24 (1.1) THE DISTRESSED SCHOOL DISTRICT SUBJECT TO THIS SECTION
25 MAY SUBMIT A PLAN TO REOPEN ITS HIGH SCHOOL TO THE SECRETARY OF
26 EDUCATION.

27 (2) UPON RECEIPT OF A PLAN, THE SECRETARY OF EDUCATION MAY
28 CONSIDER THE FOLLOWING INFORMATION AS A BASIS FOR APPROVAL:

29 (I) THE FINANCIAL SUSTAINABILITY OF THE PLAN TO REOPEN THE
30 HIGH SCHOOL.

1 (II) THE DEMOGRAPHIC TRENDS OF THE DISTRESSED SCHOOL
2 DISTRICT SUBJECT TO THIS SECTION.

3 (III) PROPOSED FACULTY LEVELS AND CURRICULUM OFFERINGS.

4 (IV) THE CONTENTS OF THE MOST RECENT REPORT REQUIRED UNDER
5 SUBSECTION (I) (2).

6 (V) THE INVOLVEMENT OF THE SCHOOL DISTRICTS IDENTIFIED UNDER
7 SUBSECTION (B) (1) IN THE PLAN TO REOPEN THE HIGH SCHOOL.

8 (VI) ANY OTHER INFORMATION AS DETERMINED BY THE SECRETARY OF
9 EDUCATION.

10 * * *

11 SECTION 27. SECTION 1913-A(B) (1.6) OF THE ACT IS AMENDED BY
12 ADDING A SUBPARAGRAPH TO READ:

13 SECTION 1913-A. FINANCIAL PROGRAM; REIMBURSEMENT OF
14 PAYMENTS.--* * *

15 (B) * * *

16 (1.6) FOR THE 2006-2007 FISCAL YEAR AND EACH FISCAL YEAR
17 THEREAFTER, THE PAYMENT FOR A COMMUNITY COLLEGE SHALL CONSIST OF
18 THE FOLLOWING:

19 * * *

20 (XVIII) FOR THE 2023-2024 FISCAL YEAR, EACH COMMUNITY
21 COLLEGE SHALL RECEIVE AN AMOUNT EQUAL TO THE FOLLOWING:

22 (A) AN AMOUNT EQUAL TO THE REIMBURSEMENT FOR OPERATING COSTS
23 RECEIVED IN FISCAL YEAR 2022-2023 UNDER SUBPARAGRAPHS (XVI) (A)
24 AND (C) AND (XVII).

25 (B) AN AMOUNT EQUAL TO THE ECONOMIC DEVELOPMENT STIPEND
26 RECEIVED IN FISCAL YEAR 2022-2023 UNDER SUBPARAGRAPH (XVI) (B).

27 (C) FOR EACH COMMUNITY COLLEGE THAT RECEIVES FUNDING UNDER
28 CLAUSES (A) OR (B), AN ADDITIONAL AMOUNT FOR OPERATING COSTS
29 DETERMINED FOR EACH COMMUNITY COLLEGE, AS FOLLOWS:

30 (I) MULTIPLY THE AUDITED FULL-TIME EQUIVALENT ENROLLMENT AS

1 VERIFIED UNDER SUBSECTION (K.1) FOR THE MOST RECENT YEAR
2 AVAILABLE FOR THE COMMUNITY COLLEGE BY \$5,130,000.

3 (II) DIVIDE THE PRODUCT IN SUBCLAUSE (I) BY THE SUM OF THE
4 AUDITED FULL-TIME EQUIVALENT ENROLLMENT AS VERIFIED UNDER
5 SUBSECTION (K.1) FOR THE MOST RECENT YEAR AVAILABLE FOR ALL
6 COMMUNITY COLLEGES THAT RECEIVE FUNDING UNDER SUBPARAGRAPHS (A)
7 AND (B).

8 * * *

9 SECTION 28. (RESERVED).

10 SECTION 29. SECTION 2003-B(C) (1) AND (2), (D.1) (2)
11 INTRODUCTORY PARAGRAPH AND (D.3) (4) AND (5) OF THE ACT, AMENDED
12 JULY 8, 2022 (P.L.620, NO.55), ARE AMENDED, SUBSECTIONS (C), (D)
13 AND (D.1) ARE AMENDED BY ADDING PARAGRAPHS AND THE SECTION IS
14 AMENDED BY ADDING A SUBSECTION TO READ:

15 SECTION 2003-B. QUALIFICATION AND APPLICATION BY ORGANIZATIONS.

16 * * *

17 (C) SCHOLARSHIP ORGANIZATIONS, SCHOLARSHIP ORGANIZATIONS FOR
18 ECONOMICALLY DISADVANTAGED SCHOOLS AND PRE-KINDERGARTEN
19 SCHOLARSHIP ORGANIZATIONS.--A SCHOLARSHIP ORGANIZATION,
20 SCHOLARSHIP ORGANIZATION FOR ECONOMICALLY DISADVANTAGED SCHOOLS
21 OR PRE-KINDERGARTEN SCHOLARSHIP ORGANIZATION MUST CERTIFY TO THE
22 DEPARTMENT THAT THE ORGANIZATION IS ELIGIBLE TO PARTICIPATE IN
23 THE EDUCATIONAL IMPROVEMENT TAX CREDIT PROGRAM ESTABLISHED UNDER
24 THIS ARTICLE AND MUST AGREE TO ANNUALLY REPORT THE FOLLOWING
25 INFORMATION BASED ON THE IMMEDIATELY PRECEDING FISCAL YEAR TO
26 THE DEPARTMENT BY NOVEMBER 1 OF EACH YEAR:

27 (1) FOR EACH FISCAL YEAR THROUGH THE 2023-2024 FISCAL
28 YEAR:

29 (I) THE NUMBER OF SCHOLARSHIPS AWARDED DURING THE
30 IMMEDIATELY PRECEDING SCHOOL YEAR TO ELIGIBLE PRE-

1 KINDERGARTEN STUDENTS.

2 (II) THE TOTAL AND AVERAGE AMOUNTS OF THE
3 SCHOLARSHIPS AWARDED DURING THE IMMEDIATELY PRECEDING
4 SCHOOL YEAR TO ELIGIBLE PRE-KINDERGARTEN STUDENTS.

5 (III) THE NUMBER OF SCHOLARSHIPS AWARDED DURING THE
6 IMMEDIATELY PRECEDING SCHOOL YEAR TO ELIGIBLE STUDENTS IN
7 GRADES KINDERGARTEN THROUGH EIGHT.

8 (IV) THE TOTAL AND AVERAGE AMOUNTS OF THE
9 SCHOLARSHIPS AWARDED DURING THE IMMEDIATELY PRECEDING
10 SCHOOL YEAR TO ELIGIBLE STUDENTS IN GRADES KINDERGARTEN
11 THROUGH EIGHT.

12 (V) THE NUMBER OF SCHOLARSHIPS AWARDED DURING THE
13 IMMEDIATELY PRECEDING SCHOOL YEAR TO ELIGIBLE STUDENTS IN
14 GRADES NINE THROUGH 12.

15 (VI) THE TOTAL AND AVERAGE AMOUNTS OF THE
16 SCHOLARSHIPS AWARDED DURING THE IMMEDIATELY PRECEDING
17 SCHOOL YEAR TO ELIGIBLE STUDENTS IN GRADES NINE THROUGH
18 12.

19 (VII) WHERE THE SCHOLARSHIP ORGANIZATION OR PRE-
20 KINDERGARTEN SCHOLARSHIP ORGANIZATION COLLECTS
21 INFORMATION ON A COUNTY-BY-COUNTY BASIS, THE TOTAL NUMBER
22 AND THE TOTAL AMOUNT OF SCHOLARSHIPS AWARDED DURING THE
23 IMMEDIATELY PRECEDING SCHOOL YEAR TO RESIDENTS OF EACH
24 COUNTY IN WHICH THE SCHOLARSHIP ORGANIZATION OR PRE-
25 KINDERGARTEN SCHOLARSHIP ORGANIZATION AWARDED
26 SCHOLARSHIPS.

27 (VIII) THE TOTAL NUMBER OF SCHOLARSHIP APPLICATIONS
28 PROCESSED AND THE AMOUNTS OF ANY APPLICATION FEES
29 CHARGED, EITHER PER SCHOLARSHIP APPLICATION OR IN THE
30 AGGREGATE THROUGH A THIRD-PARTY PROCESSOR.

1 (IX) THE ORGANIZATION'S FEDERAL FORM 990 OR OTHER
2 FEDERAL FORM INDICATING THE TAX STATUS OF THE
3 ORGANIZATION FOR FEDERAL TAX PURPOSES, IF ANY, AND A COPY
4 OF A COMPILATION, REVIEW OR AUDIT OF THE ORGANIZATION'S
5 FINANCIAL STATEMENTS CONDUCTED BY A CERTIFIED PUBLIC
6 ACCOUNTING FIRM.

7 (1.1) FOR THE 2024-2025 FISCAL YEAR AND EACH FISCAL YEAR
8 THEREAFTER:

9 (I) FOR EACH SCHOLARSHIP AWARD GIVEN TO AN
10 APPLICANT:

11 (A) AN INDICATOR OF WHETHER THE APPLICANT WAS AN
12 ELIGIBLE STUDENT OR AN ELIGIBLE STUDENT WITH A
13 DISABILITY.

14 (B) AN INDICATOR OF WHETHER THE APPLICANT WAS IN
15 GRADES KINDERGARTEN THROUGH EIGHT OR GRADES NINE
16 THROUGH 12.

17 (C) THE DOLLAR AMOUNT OF THE SCHOLARSHIP AWARD.

18 (D) THE PERCENTAGE OF THE APPLICANT'S TOTAL
19 ANNUAL TUITION AND SCHOOL-RELATED FEES OFFSET BY THE
20 SCHOLARSHIP AWARD.

21 (E) THE HOUSEHOLD INCOME OF THE RECIPIENT'S
22 HOUSEHOLD MEMBERS REPORTED IN RANGES DETERMINED BY
23 THE DEPARTMENT.

24 (F) FOR THE YEAR IN WHICH THE SCHOLARSHIP AWARD
25 WAS USED:

26 (I) THE NAME OF THE APPLICANT'S SCHOOL
27 DISTRICT OF RESIDENCE.

28 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
29 APPLICANT ATTENDED.

30 (G) FOR THE YEAR PRIOR TO THE YEAR IN WHICH THE

1 SCHOLARSHIP AWARD WAS USED:

2 (I) THE NAME OF THE APPLICANT'S SCHOOL
3 DISTRICT OF RESIDENCE.

4 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
5 APPLICANT ATTENDED.

6 (II) FOR EACH SCHOLARSHIP AWARD DENIED TO THE
7 APPLICANT:

8 (A) AN INDICATOR OF WHETHER THE APPLICANT WAS AN
9 ELIGIBLE STUDENT OR AN ELIGIBLE STUDENT WITH A
10 DISABILITY.

11 (B) AN INDICATOR OF WHETHER THE APPLICANT WAS IN
12 GRADES KINDERGARTEN THROUGH EIGHT OR GRADES NINE
13 THROUGH 12.

14 (C) THE HOUSEHOLD INCOME OF THE RECIPIENT'S
15 HOUSEHOLD MEMBERS REPORTED IN RANGES DETERMINED BY
16 THE DEPARTMENT.

17 (D) FOR THE YEAR IN WHICH THE SCHOLARSHIP AWARD
18 WAS DENIED:

19 (I) THE NAME OF THE APPLICANT'S SCHOOL
20 DISTRICT OF RESIDENCE.

21 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
22 APPLICANT ATTENDED.

23 (E) FOR THE YEAR PRIOR TO THE YEAR IN WHICH THE
24 SCHOLARSHIP AWARD WAS DENIED:

25 (I) THE NAME OF THE APPLICANT'S SCHOOL
26 DISTRICT OF RESIDENCE.

27 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
28 APPLICANT ATTENDED.

29 (III) THE INFORMATION PROVIDED UNDER SUBPARAGRAPHS

30 (I) AND (II) SHALL NOT INCLUDE PERSONALLY IDENTIFIABLE

1 INFORMATION.

2 (2) THE INFORMATION REQUIRED UNDER [PARAGRAPH (1)]
3 PARAGRAPHS (1) AND (1.1) SHALL BE SUBMITTED ON A FORM
4 PROVIDED BY THE DEPARTMENT. NO LATER THAN SEPTEMBER 1 OF EACH
5 YEAR, THE DEPARTMENT SHALL ANNUALLY DISTRIBUTE SUCH SAMPLE
6 FORMS, TOGETHER WITH THE FORMS ON WHICH THE REPORTS ARE
7 REQUIRED TO BE MADE, TO EACH LISTED SCHOLARSHIP ORGANIZATION
8 AND PRE-KINDERGARTEN SCHOLARSHIP ORGANIZATION.

9 (2.1) BEGINNING WITH THE ANNUAL REPORT DUE NOVEMBER 1,
10 2025, THE DEPARTMENT SHALL ANNUALLY POST THE INFORMATION
11 REQUIRED UNDER PARAGRAPH (1.1) IN A DOWNLOADABLE SPREADSHEET
12 ON THE DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

13 * * *

14 (D) EDUCATIONAL IMPROVEMENT ORGANIZATION.--

15 * * *

16 (2.1) THE DEPARTMENT SHALL ANNUALLY POST THE INFORMATION
17 REQUIRED UNDER PARAGRAPH (1) (I), (II), (III) AND (IV) IN A
18 DOWNLOADABLE SPREADSHEET ON THE DEPARTMENT'S PUBLICLY
19 ACCESSIBLE INTERNET WEBSITE.

20 * * *

21 (D.1) OPPORTUNITY SCHOLARSHIP ORGANIZATIONS.--

22 * * *

23 (2) [AN] FOR EACH FISCAL YEAR THROUGH THE 2023-2024
24 FISCAL YEAR, AN OPPORTUNITY SCHOLARSHIP ORGANIZATION MUST
25 AGREE TO REPORT THE FOLLOWING INFORMATION ON A FORM PROVIDED
26 BY THE DEPARTMENT BY NOVEMBER 1 OF EACH YEAR:

27 * * *

28 (2.1) FOR THE 2024-2025 FISCAL YEAR AND EACH FISCAL YEAR
29 THEREAFTER, AN OPPORTUNITY SCHOLARSHIP ORGANIZATION MUST
30 AGREE TO REPORT THE FOLLOWING INFORMATION ON A FORM PROVIDED

1 BY THE DEPARTMENT BY NOVEMBER 1 OF EACH YEAR:

2 (I) FOR EACH SCHOLARSHIP AWARD GIVEN TO AN
3 APPLICANT:

4 (A) AN INDICATOR OF WHETHER THE APPLICANT WAS AN
5 ELIGIBLE STUDENT OR AN ELIGIBLE STUDENT WITH A
6 DISABILITY.

7 (B) AN INDICATOR OF WHETHER THE APPLICANT WAS IN
8 GRADES KINDERGARTEN THROUGH EIGHT OR GRADES NINE
9 THROUGH 12.

10 (C) THE DOLLAR AMOUNT OF THE SCHOLARSHIP AWARD.

11 (D) THE PERCENTAGE OF THE APPLICANT'S TOTAL
12 ANNUAL TUITION AND SCHOOL-RELATED FEES OFFSET BY THE
13 SCHOLARSHIP AWARD.

14 (E) THE HOUSEHOLD INCOME OF THE RECIPIENT'S
15 HOUSEHOLD MEMBERS REPORTED IN RANGES DETERMINED BY
16 THE DEPARTMENT.

17 (F) FOR THE YEAR IN WHICH THE SCHOLARSHIP AWARD
18 WAS USED:

19 (I) THE NAME OF THE APPLICANT'S SCHOOL
20 DISTRICT OF RESIDENCE.

21 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
22 APPLICANT ATTENDED.

23 (G) FOR THE YEAR PRIOR TO THE YEAR IN WHICH THE
24 SCHOLARSHIP AWARD WAS USED:

25 (I) THE NAME OF THE APPLICANT'S SCHOOL
26 DISTRICT OF RESIDENCE.

27 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
28 APPLICANT ATTENDED.

29 (II) FOR EACH SCHOLARSHIP AWARD DENIED TO AN
30 APPLICANT:

1 (A) AN INDICATOR OF WHETHER THE APPLICANT WAS AN
2 ELIGIBLE STUDENT OR AN ELIGIBLE STUDENT WITH A
3 DISABILITY.

4 (B) AN INDICATOR OF WHETHER THE APPLICANT WAS IN
5 GRADES KINDERGARTEN THROUGH EIGHT OR GRADES NINE
6 THROUGH 12.

7 (C) THE HOUSEHOLD INCOME OF THE RECIPIENT'S
8 HOUSEHOLD MEMBERS REPORTED IN RANGES DETERMINED BY
9 THE DEPARTMENT.

10 (D) FOR THE YEAR IN WHICH THE SCHOLARSHIP AWARD
11 WAS DENIED:

12 (I) THE NAME OF THE APPLICANT'S SCHOOL
13 DISTRICT OF RESIDENCE.

14 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
15 APPLICANT ATTENDED.

16 (E) FOR THE YEAR PRIOR TO THE YEAR IN WHICH THE
17 SCHOLARSHIP AWARD WAS DENIED:

18 (I) THE NAME OF THE APPLICANT'S SCHOOL
19 DISTRICT OF RESIDENCE.

20 (II) THE NAME OF THE SCHOOL ENTITY THAT THE
21 APPLICANT ATTENDED.

22 (III) THE INFORMATION PROVIDED UNDER SUBPARAGRAPHS
23 (I) AND (II) MAY NOT INCLUDE PERSONALLY IDENTIFIABLE
24 INFORMATION.

25 * * *

26 (3.1) BEGINNING WITH THE ANNUAL REPORT DUE NOVEMBER 1,
27 2025, THE DEPARTMENT SHALL ANNUALLY POST THE INFORMATION
28 REQUIRED UNDER PARAGRAPH (2.1) IN A DOWNLOADABLE SPREADSHEET
29 ON THE DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

30 * * *

1 (D.3) SCHOLARSHIP ORGANIZATION FOR ECONOMICALLY
2 DISADVANTAGED SCHOOLS.--

3 * * *

4 [(4) A SCHOLARSHIP ORGANIZATION FOR ECONOMICALLY
5 DISADVANTAGED SCHOOLS SHALL ANNUALLY REPORT THE FOLLOWING
6 INFORMATION TO THE DEPARTMENT BY NOVEMBER 1 OF EACH YEAR:

7 (I) SCHOLARSHIP AWARDS BY FAMILY HOUSEHOLD INCOME.

8 (II) THE SCHOOL DISTRICT WHERE THE SCHOLARSHIP
9 RECIPIENT CURRENTLY RESIDES.

10 (III) THE SCHOOL THAT THE STUDENT ATTENDED IN THE
11 YEAR PRIOR TO THE SCHOLARSHIP AWARD.

12 (IV) THE TOTAL NUMBER, AMOUNT AND AVERAGE
13 SCHOLARSHIP AWARDED.

14 (5) THE DEPARTMENT MAY NOT REQUIRE ADDITIONAL
15 INFORMATION TO BE PROVIDED BY A SCHOLARSHIP ORGANIZATION FOR
16 ECONOMICALLY DISADVANTAGED SCHOOLS EXCEPT AS EXPRESSLY
17 AUTHORIZED UNDER THIS ARTICLE.]

18 (D.4) ACCOUNTABILITY FOR CONTRIBUTIONS NOT USED TO FUND
19 SCHOLARSHIP PROGRAMS, PRE-KINDERGARTEN SCHOLARSHIP PROGRAMS,
20 OPPORTUNITY SCHOLARSHIP PROGRAMS OR EDUCATIONAL IMPROVEMENT
21 PROGRAMS.--

22 (1) THE DEPARTMENT SHALL ESTABLISH GUIDELINES PERTAINING
23 TO THE ALLOWABLE USES OF CONTRIBUTIONS NOT USED TO FUND
24 SCHOLARSHIP PROGRAMS, PRE-KINDERGARTEN SCHOLARSHIP PROGRAMS,
25 OPPORTUNITY SCHOLARSHIP PROGRAMS OR EDUCATIONAL IMPROVEMENT
26 PROGRAMS. THE ALLOWABLE USES SHALL INCLUDE:

27 (I) OVERHEAD COSTS DIRECTLY RELATED TO THE
28 ADMINISTRATION OF A SCHOLARSHIP PROGRAM, PRE-KINDERGARTEN
29 SCHOLARSHIP PROGRAM, OPPORTUNITY SCHOLARSHIP PROGRAM OR
30 EDUCATIONAL IMPROVEMENT PROGRAM.

1 (II) PAYMENT FOR THIRD-PARTY HOUSEHOLD INCOME
2 VALIDATION RELATED TO MAXIMUM ANNUAL HOUSEHOLD INCOME
3 REQUIREMENTS.

4 (III) ANY OTHER USE THAT THE DEPARTMENT DEEMS
5 APPROPRIATE.

6 (2) A SCHOLARSHIP ORGANIZATION, PRE-KINDERGARTEN
7 SCHOLARSHIP ORGANIZATION, OPPORTUNITY SCHOLARSHIP
8 ORGANIZATION OR EDUCATIONAL IMPROVEMENT ORGANIZATION SHALL
9 ANNUALLY REPORT, IN A FORM AND MANNER PRESCRIBED BY THE
10 DEPARTMENT, THE USE OF CONTRIBUTIONS NOT USED TO FUND THE
11 SCHOLARSHIP PROGRAM, PRE-KINDERGARTEN SCHOLARSHIP PROGRAM,
12 OPPORTUNITY SCHOLARSHIP PROGRAM OR EDUCATIONAL IMPROVEMENT
13 PROGRAM, AS APPLICABLE. THE DEPARTMENT MAY REQUEST SUPPORTING
14 DOCUMENTATION.

15 (3) THE DEPARTMENT SHALL ANNUALLY PUBLISH THE FOLLOWING
16 INFORMATION ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE FOR
17 EACH SCHOLARSHIP ORGANIZATION, PRE-KINDERGARTEN SCHOLARSHIP
18 ORGANIZATION, OPPORTUNITY SCHOLARSHIP ORGANIZATION OR
19 EDUCATIONAL IMPROVEMENT ORGANIZATION:

20 (I) THE ANNUAL CONTRIBUTIONS RECEIVED.

21 (II) THE ANNUAL EXPENDITURES SPENT.

22 (III) THE ANNUAL EXPENDITURES EARMARKED.

23 (IV) THE TOTAL ANNUAL EXPENDITURES OR THE SUM OF THE
24 ANNUAL EXPENDITURES SPENT AND EARMARKED.

25 (V) THE TOTAL ANNUAL EXPENDITURES AS A PERCENTAGE OF
26 TOTAL ANNUAL CONTRIBUTIONS.

27 (VI) A DESCRIPTION OF HOW THE ANNUAL CONTRIBUTIONS
28 THAT WERE NOT USED TO FUND THE SCHOLARSHIP PROGRAM, PRE-
29 KINDERGARTEN SCHOLARSHIP PROGRAM, OPPORTUNITY SCHOLARSHIP
30 PROGRAM OR EDUCATIONAL IMPROVEMENT PROGRAM, AS

1 APPLICABLE, WERE SPENT.

2 * * *

3 SECTION 30. SECTION 2006-B(A) OF THE ACT, AMENDED JULY 8,
4 2022 (P.L.620, NO.55), IS AMENDED TO READ:

5 SECTION 2006-B. LIMITATIONS.

6 (A) AMOUNT.--

7 (1) THE TOTAL AGGREGATE AMOUNT OF ALL TAX CREDITS
8 APPROVED FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO SCHOLARSHIP
9 ORGANIZATIONS, EDUCATIONAL IMPROVEMENT ORGANIZATIONS AND PRE-
10 KINDERGARTEN SCHOLARSHIP ORGANIZATIONS SHALL NOT EXCEED
11 [\$340,000,000] \$425,000,000 IN A FISCAL YEAR. THE FOLLOWING
12 SHALL APPLY:

13 (I) NO LESS THAN [\$263,000,000] \$280,000,000 OF THE
14 TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX
15 CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO
16 SCHOLARSHIP ORGANIZATIONS.

17 (II) NO LESS THAN [\$44,500,000] \$64,500,000 OF THE
18 TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX
19 CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO
20 EDUCATIONAL IMPROVEMENT ORGANIZATIONS.

21 (III) THE TOTAL AGGREGATE AMOUNT OF ALL TAX CREDITS
22 APPROVED FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO PRE-
23 KINDERGARTEN SCHOLARSHIP ORGANIZATIONS SHALL NOT EXCEED
24 [\$20,500,000] \$30,500,000 IN A FISCAL YEAR.

25 (IV) NO LESS THAN [\$12,000,000] \$50,000,000 OF THE
26 TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX
27 CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO INCREASE
28 THE SCHOLARSHIP OR PRE-KINDERGARTEN SCHOLARSHIP BY UP TO
29 \$2,000 OR, IN THE CASE OF A SCHOLARSHIP FOR A STUDENT
30 ATTENDING A SECONDARY SCHOOL, BY UP TO \$4,000, FOR A

1 STUDENT ATTENDING AN ECONOMICALLY DISADVANTAGED SCHOOL,
2 TO THE EXTENT THAT THE TOTAL AMOUNT OF SCHOLARSHIPS, PRE-
3 KINDERGARTEN SCHOLARSHIPS AND OPPORTUNITY SCHOLARSHIPS
4 WILL NOT EXCEED THE LESSER OF \$8,500 OR THE SCHOOL'S
5 TUITION.

6 (2) THE TOTAL AGGREGATE AMOUNT OF ALL TAX CREDITS
7 APPROVED FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO OPPORTUNITY
8 SCHOLARSHIP ORGANIZATIONS SHALL NOT EXCEED [~~\$65,000,000~~
9 \$130,000,000 IN A FISCAL YEAR.

10 * * *

11 SECTION 31. SECTIONS 2010-B(D) AND 2108 OF THE ACT ARE
12 AMENDED TO READ:

13 SECTION 2010-B. LOW-ACHIEVING SCHOOLS.

14 * * *

15 [(D) NOTIFICATION TO PARENTS.--

16 (1) WITHIN 15 DAYS OF RECEIPT OF A NOTIFICATION UNDER
17 SUBSECTION (B), A SCHOOL DISTRICT SHALL NOTIFY THE PARENTS OF
18 EACH STUDENT WHO IS CURRENTLY ATTENDING OR RESIDING WITHIN
19 THE ATTENDANCE BOUNDARY OF A LOW-ACHIEVING SCHOOL DURING THE
20 SCHOOL YEAR OF THE SCHOOL'S DESIGNATION.

21 (2) UPON REGISTRATION OF A KINDERGARTEN STUDENT, A
22 SCHOOL DISTRICT SHALL NOTIFY THE PARENTS OF THE KINDERGARTEN
23 STUDENT THAT THE STUDENT WILL BE ASSIGNED TO A LOW-ACHIEVING
24 SCHOOL DURING THE SCHOOL YEAR OF THE SCHOOL'S DESIGNATION.

25 (3) THE NOTICE SHALL BE IN A FORM PROVIDED BY THE
26 DEPARTMENT OF EDUCATION AND SHALL PROVIDE THE FOLLOWING
27 INFORMATION REGARDING THE OPPORTUNITY SCHOLARSHIP PROGRAM:

28 (I) A DESCRIPTION OF THE OPPORTUNITY SCHOLARSHIP
29 PROGRAM.

30 (II) INSTRUCTIONS FOR OBTAINING INFORMATION ABOUT

1 APPLYING FOR AN OPPORTUNITY SCHOLARSHIP UNDER THE
2 OPPORTUNITY SCHOLARSHIP PROGRAM.

3 (III) NOTICE OF THE PARENT'S RESPONSIBILITIES WITH
4 REGARD TO APPLYING TO A SCHOOL DISTRICT OF A
5 PARTICIPATING PUBLIC SCHOOL OR A PARTICIPATING NONPUBLIC
6 SCHOOL IF THE PARENT SEEKS TO ENROLL THE STUDENT IN THE
7 OPPORTUNITY SCHOLARSHIP PROGRAM.]

8 * * *

9 SECTION 2108. QUALIFICATIONS OF PRINCIPALS AND TEACHERS.--
10 THE BOARD OF PUBLIC EDUCATION IN EACH SCHOOL DISTRICT OF THE
11 FIRST CLASS SHALL PRESCRIBE THE MODE OR MODES OF DETERMINING THE
12 QUALIFICATIONS OF APPLICANTS FOR POSITIONS AS PRINCIPALS OR
13 TEACHERS IN THE SCHOOLS OF THE DISTRICT, AND SHALL DESIGNATE THE
14 KINDS OR GRADES OF TEACHERS' CERTIFICATES WHICH MAY OR SHALL BE
15 USED IN THE DISTRICT, TOGETHER WITH THE SCHOLASTIC,
16 PROFESSIONAL, AND PERSONAL QUALIFICATIONS REQUIRED FOR EACH KIND
17 OR GRADE OF CERTIFICATE.

18 NO CERTIFICATE SHALL BE GRANTED TO ANY PERSON WHO IS NOT OF
19 GOOD MORAL CHARACTER, OR TO ANY PERSON WHO SHALL NOT FIRST HAVE
20 PRESENTED A CERTIFICATE, FROM A PHYSICIAN RECOGNIZED BY THE
21 BOARD OF PUBLIC EDUCATION AS COMPETENT FOR THE PURPOSE, SETTING
22 FORTH THAT SAID APPLICANT IS NEITHER MENTALLY NOR PHYSICALLY
23 DISQUALIFIED BY REASON OF TUBERCULOSIS, OR ANY OTHER CHRONIC OR
24 ACUTE PHYSICAL [DEFECT] IMPAIRMENT, FROM SUCCESSFULLY PERFORMING
25 THE DUTIES OF A TEACHER.

26 SECTION 32. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
27 SECTION 2327. STATE AID FOR FISCAL YEAR 2023-2024.

28 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY,
29 FROM MONEY APPROPRIATED FOR A SUBSIDY TO PUBLIC LIBRARIES, FUNDS
30 SHALL BE DISTRIBUTED IN FISCAL YEAR 2023-2024 AS FOLLOWS:

1 (1) THE STATE LIBRARIAN SHALL DISTRIBUTE \$6,717 TO EACH
2 DISTRICT LIBRARY CENTER THAT RECEIVED LESS THAN THE AMOUNT
3 SPECIFIED UNDER 24 PA.C.S. § 9338(B) (2) (RELATING TO DISTRICT
4 LIBRARY CENTER AID) IN FISCAL YEAR 2022-2023 FROM FUNDS
5 ALLOCATED UNDER SECTION 2326(1).

6 (2) ALL FUNDS REMAINING AFTER THE DISTRIBUTION UNDER
7 PARAGRAPH (1) SHALL BE DISTRIBUTED TO EACH LIBRARY UNDER THE
8 FOLLOWING FORMULA:

9 (I) DIVIDE THE SUM OF THE AMOUNT OF FUNDING THE
10 LIBRARY RECEIVED IN FISCAL YEAR 2022-2023 UNDER SECTION
11 2326(1) AND PARAGRAPH (1) BY THE SUM OF THE TOTAL AMOUNT
12 OF STATE AID PROVIDED UNDER SECTION 2326(1) AND PARAGRAPH
13 (1).

14 (II) MULTIPLY THE QUOTIENT UNDER SUBPARAGRAPH (I) BY
15 \$70,422,981.

16 (3) FOLLOWING DISTRIBUTION OF FUNDS APPROPRIATED FOR
17 STATE AID TO LIBRARIES UNDER PARAGRAPHS (1) AND (2), ANY
18 REMAINING FUNDS MAY BE DISTRIBUTED AT THE DISCRETION OF THE
19 STATE LIBRARIAN.

20 (4) IF FUNDS APPROPRIATED FOR STATE AID TO LIBRARIES IN
21 FISCAL YEAR 2023-2024 ARE LESS THAN FUNDS APPROPRIATED IN
22 FISCAL YEAR 2002-2003, THE STATE LIBRARIAN MAY WAIVE
23 STANDARDS AS PRESCRIBED IN 24 PA.C.S. CH. 93 (RELATING TO
24 PUBLIC LIBRARY CODE).

25 (5) EACH LIBRARY SYSTEM RECEIVING STATE AID UNDER THIS
26 SUBSECTION MAY DISTRIBUTE THE LOCAL LIBRARY SHARE OF THAT AID
27 IN A MANNER AS DETERMINED BY THE BOARD OF DIRECTORS OF THE
28 LIBRARY SYSTEM.

29 (6) IN THE CASE OF A LIBRARY SYSTEM THAT CONTAINS A
30 LIBRARY OPERATING IN A CITY OF THE SECOND CLASS, CHANGES TO

1 THE DISTRIBUTION OF STATE AID TO THE LIBRARY SHALL BE MADE BY
2 MUTUAL AGREEMENT BETWEEN THE LIBRARY AND THE LIBRARY SYSTEM.

3 (7) IN THE EVENT OF A CHANGE IN DISTRICT LIBRARY CENTER
4 POPULATION PRIOR TO THE EFFECTIVE DATE OF THIS SECTION AS A
5 RESULT OF:

6 (I) A CITY, BOROUGH, TOWN, TOWNSHIP, SCHOOL DISTRICT
7 OR COUNTY MOVING FROM ONE LIBRARY CENTER TO ANOTHER; OR

8 (II) A TRANSFER OF DISTRICT LIBRARY CENTER STATUS TO
9 A COUNTY LIBRARY SYSTEM; FUNDING OF DISTRICT LIBRARY
10 CENTER AID SHALL BE PAID BASED ON THE POPULATION OF THE
11 NEWLY ESTABLISHED OR RECONFIGURED DISTRICT LIBRARY
12 CENTER.

13 (8) IN THE EVENT OF A CHANGE IN DIRECT SERVICE AREA FROM
14 ONE LIBRARY TO ANOTHER, THE STATE LIBRARIAN, UPON AGREEMENT
15 OF THE AFFECTED LIBRARIES, MAY REDISTRIBUTE THE LOCAL LIBRARY
16 SHARE OF AID TO THE LIBRARY CURRENTLY SERVICING THE AREA.

17 SECTION 33. SECTIONS 2302-A INTRODUCTORY PARAGRAPH AND (5)
18 AND 2501(11) OF THE ACT ARE AMENDED TO READ:

19 SECTION 2302-A. REGULATION OF ON-CAMPUS CREDIT CARD
20 MARKETING.--THE BOARD SHALL REQUIRE AN INSTITUTION OF HIGHER
21 EDUCATION TO ESTABLISH A POLICY THAT REGULATES THE MARKETING OF
22 CREDIT CARDS ON CAMPUS. THE POLICY MAY PROHIBIT ANY MARKETING OF
23 CREDIT CARDS ON THE CAMPUS. IN ESTABLISHING THE POLICY, THE
24 INSTITUTION OF HIGHER EDUCATION SHALL, FOR STUDENTS ENTERING IN
25 THE 2024-2025 SCHOOL YEAR, INCORPORATE INTO ORIENTATION
26 PROGRAMMING PRESENTATIONS ON CREDIT CARD DEBT EDUCATION AND
27 MONEY MANAGEMENT SKILLS FOR STUDENTS. THE INSTITUTION OF HIGHER
28 EDUCATION SHALL ALSO CONSIDER ALL OF THE FOLLOWING:

29 * * *

30 [(5) INCORPORATING INTO ORIENTATION PROGRAMMING A CREDIT

1 CARD DEBT EDUCATION PRESENTATION.]

2 SECTION 2501. DEFINITIONS.--FOR THE PURPOSES OF THIS ARTICLE
3 THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

4 * * *

5 (11) "ACTUAL INSTRUCTION EXPENSE PER ELEMENTARY TEACHING
6 UNIT, ACTUAL INSTRUCTION EXPENSE PER ELEMENTARY TEACHING UNIT IN
7 A LABORATORY SCHOOL OF A STATE-OWNED COLLEGE, ACTUAL INSTRUCTION
8 EXPENSE PER SECONDARY TEACHING UNIT, ACTUAL INSTRUCTION EXPENSE
9 PER SECONDARY TEACHING UNIT IN A LABORATORY SCHOOL OF A STATE-
10 OWNED COLLEGE, ACTUAL INSTRUCTION EXPENSE PER JOINT ELEMENTARY
11 TEACHING UNIT, ACTUAL INSTRUCTION EXPENSE PER JOINT SECONDARY
12 TEACHING UNIT, ACTUAL INSTRUCTION EXPENSE PER AREA TECHNICAL
13 SCHOOL TEACHING UNIT." IN 1958 IN THE MONTH OF SEPTEMBER AND
14 THEREAFTER ANNUALLY IN THE MONTH OF SEPTEMBER, THE DEPARTMENT OF
15 EDUCATION SHALL CALCULATE FOR EACH SCHOOL DISTRICT FOR THE
16 IMMEDIATELY PRECEDING SCHOOL YEAR THE ACTUAL INSTRUCTION EXPENSE
17 PER ELEMENTARY TEACHING UNIT FOR ELEMENTARY PUPILS EDUCATED IN
18 THE DISTRICT'S PUBLIC SCHOOLS, THE ACTUAL INSTRUCTION EXPENSE
19 PER SECONDARY TEACHING UNIT FOR SECONDARY PUPILS EDUCATED IN THE
20 DISTRICT'S PUBLIC SCHOOLS, THE ACTUAL INSTRUCTION EXPENSE PER
21 JOINT ELEMENTARY TEACHING UNIT FOR ELEMENTARY PUPILS EDUCATED IN
22 ELEMENTARY SCHOOLS OF JOINTURES OF WHICH THE DISTRICT IS A
23 MEMBER, THE ACTUAL INSTRUCTION EXPENSE PER JOINT SECONDARY
24 TEACHING UNIT FOR SECONDARY PUPILS EDUCATED IN SECONDARY SCHOOLS
25 OF JOINTURES OF WHICH THE DISTRICT IS A MEMBER, THE ACTUAL
26 INSTRUCTION EXPENSE PER AREA TECHNICAL SCHOOL TEACHING UNIT FOR
27 PUPILS EDUCATED IN AREA TECHNICAL SCHOOLS IN WHICH THE DISTRICT
28 PARTICIPATES, THE ACTUAL INSTRUCTION EXPENSE PER ELEMENTARY
29 TEACHING UNIT FOR ELEMENTARY PUPILS RESIDING IN THE DISTRICT AND
30 EDUCATED IN THE PUBLIC SCHOOLS OF OTHER DISTRICTS WITHIN THE

1 COMMONWEALTH, AND THE ACTUAL INSTRUCTION EXPENSE PER SECONDARY
2 TEACHING UNIT FOR SECONDARY PUPILS RESIDING IN THE DISTRICT AND
3 EDUCATED IN THE PUBLIC SCHOOLS OF OTHER DISTRICTS WITHIN THE
4 COMMONWEALTH. IN EACH CASE, ACTUAL INSTRUCTION EXPENSE PER
5 TEACHING UNIT SHALL BE THE SUM OF (I) AND (II) BELOW BUT IN NO
6 CASE SHALL INCLUDE EXPENSES FOR DEBT SERVICE, CAPITAL OUTLAY,
7 RENTALS OF CAPITAL FACILITIES AND EQUIPMENT, SALARIES AND
8 EXPENSES FOR SCHOOL NURSES, FOR MEDICAL AND DENTAL SERVICES, FOR
9 DRIVER EDUCATION COURSES, FOR REIMBURSABLE TRANSPORTATION OF
10 PUPILS, FOR TUITION PAID TO OTHER SCHOOL DISTRICTS, FOR
11 REIMBURSABLE BOARD AND LODGING IN LIEU OF TRANSPORTATION, FOR
12 SALARIES OF DIRECTORS AND SUPERVISORS OF SPECIAL EDUCATION,
13 PUBLIC SCHOOL PSYCHOLOGISTS, PRINCIPALS OF SPECIAL SCHOOLS AND
14 ASSISTANTS, TEACHERS OF APPROVED SPECIAL CLASSES FOR [PHYSICALLY
15 AND MENTALLY HANDICAPPED] CHILDREN WITH PHYSICAL OR MENTAL
16 DISABILITIES, CLERKS AND ASSISTANTS EMPLOYED IN PROGRAMS FOR
17 SPECIAL EDUCATION, FOR SCHOOL DISTRICT CONTRIBUTIONS TO THE
18 RETIREMENT FUND ON BEHALF OF DIRECTORS AND SUPERVISORS OF
19 SPECIAL EDUCATION, PUBLIC SCHOOL PSYCHOLOGISTS, PRINCIPALS OF
20 SPECIAL SCHOOLS AND ASSISTANTS, TEACHERS OF APPROVED SPECIAL
21 CLASSES FOR [PHYSICALLY AND MENTALLY HANDICAPPED] CHILDREN WITH
22 PHYSICAL OR MENTAL DISABILITIES, CLERKS AND ASSISTANTS EMPLOYED
23 IN PROGRAMS FOR SPECIAL EDUCATION, FOR THE COST OF TEXTBOOKS AND
24 SUPPLIES OF THE SECOND CLASS USED IN SPECIAL EDUCATION CLASSES
25 OR SCHOOLS, FOR EXTENSION SCHOOLS AND CLASSES, FOR EXTENSION
26 RECREATION ACTIVITIES, FOR CAREER AND TECHNICAL EXTENSION
27 EDUCATION, OR FOR INSTRUCTION OF HOMEBOUND CHILDREN. (I)
28 EXPENSES OF GENERAL CONTROL PER TEACHING UNIT. EXPENSES OF
29 GENERAL CONTROL SHALL INCLUDE: SALARIES, SUPPLIES AND OTHER
30 EXPENSES OF THE SECRETARY'S OFFICE; COMMISSION OR SALARY OF

1 TREASURER, TAX COLLECTOR, AUDITORS AND LEGAL SERVICE; EXPENSES
2 OF CENSUS ENUMERATION AND OTHER EXPENSES OF BUSINESS
3 ADMINISTRATION; SALARIES OF THE SUPERINTENDENT OF SCHOOLS AND
4 CLERKS OF THE SUPERINTENDENT OF SCHOOLS; EXPENSES OF SUPPLIES
5 AND OTHER EXPENSES OF THE SUPERINTENDENT OF SCHOOLS' OFFICE; AND
6 OTHER EXPENSES OF GENERAL CONTROL. IN THE CASE OF COMPUTATION OF
7 ACTUAL INSTRUCTION EXPENSE PER ELEMENTARY TEACHING UNIT FOR
8 DISTRICT PUPILS EDUCATED IN THE SCHOOLS OF THE DISTRICT AND FOR
9 DISTRICT PUPILS EDUCATED IN THE PUBLIC SCHOOLS OF OTHER
10 DISTRICTS WITHIN THE COMMONWEALTH AND ACTUAL INSTRUCTION EXPENSE
11 PER SECONDARY TEACHING UNIT FOR DISTRICT PUPILS EDUCATED IN THE
12 SCHOOLS OF THE DISTRICT AND FOR DISTRICT PUPILS EDUCATED IN THE
13 PUBLIC SCHOOLS OF OTHER DISTRICTS WITHIN THE COMMONWEALTH,
14 EXPENSES OF GENERAL CONTROL PER TEACHING UNIT SHALL BE
15 CALCULATED BY DIVIDING THE FOREGOING LISTED EXPENSES OF GENERAL
16 CONTROL OF THE SCHOOL DISTRICT BY THE NUMBER OF TEACHING UNITS
17 BASED ON THE NUMBER OF ALL PUPILS WHO ARE RESIDENTS OF THE
18 SCHOOL DISTRICT AND ARE IN AVERAGE DAILY MEMBERSHIP IN THE
19 PUBLIC SCHOOLS OF THE COMMONWEALTH. IN THE CASE OF COMPUTATION
20 OF ACTUAL INSTRUCTION EXPENSE PER JOINT ELEMENTARY TEACHING UNIT
21 AND ACTUAL INSTRUCTION EXPENSE PER JOINT SECONDARY TEACHING
22 UNIT, EXPENSES OF GENERAL CONTROL PER TEACHING UNIT SHALL BE
23 CALCULATED BY DIVIDING THE FOREGOING LISTED EXPENSES OF GENERAL
24 CONTROL OF THE SCHOOL DISTRICT BY THE NUMBER OF TEACHING UNITS
25 BASED ON THE NUMBER OF ALL PUPILS WHO ARE RESIDENTS OF THE
26 SCHOOL DISTRICT AND ARE IN AVERAGE DAILY MEMBERSHIP IN THE
27 PUBLIC SCHOOLS OF THE COMMONWEALTH, AND ADDING THERETO THE
28 QUOTIENT OBTAINED BY DIVIDING THE FOREGOING LISTED EXPENSES OF
29 GENERAL CONTROL OF THE JOINT SCHOOL DISTRICT BY THE NUMBER OF
30 JOINT TEACHING UNITS BASED ON THE NUMBER OF PUPILS WHO ARE

1 RESIDENTS OF SCHOOL DISTRICTS THAT ARE MEMBERS OF THE JOINT
2 SCHOOL DISTRICT AND ARE IN AVERAGE DAILY MEMBERSHIP IN THE
3 SCHOOLS OF THE JOINT SCHOOL DISTRICT. IN THE CASE OF COMPUTATION
4 OF ACTUAL INSTRUCTION EXPENSE PER AREA TECHNICAL SCHOOL TEACHING
5 UNIT, EXPENSES OF GENERAL CONTROL PER TEACHING UNIT SHALL BE
6 COMPUTED BY DIVIDING THE FOREGOING LISTED EXPENSES OF GENERAL
7 CONTROL OF THE SCHOOL DISTRICT BY THE NUMBER OF TEACHING UNITS
8 BASED ON THE TOTAL NUMBER OF ALL PUPILS WHO ARE RESIDENTS OF THE
9 SCHOOL DISTRICT AND ARE IN AVERAGE DAILY MEMBERSHIP IN THE
10 PUBLIC SCHOOLS OF THE COMMONWEALTH, AND ADDING THERETO THE
11 QUOTIENT OBTAINED BY DIVIDING THE FOREGOING LISTED EXPENSES OF
12 GENERAL CONTROL OF THE AREA TECHNICAL SCHOOL BY THE NUMBER OF
13 AREA TECHNICAL SCHOOL TEACHING UNITS BASED ON THE NUMBER OF
14 PUPILS WHO ARE RESIDENTS OF DISTRICTS PARTICIPATING IN THE AREA
15 TECHNICAL SCHOOL AND ARE IN AVERAGE DAILY MEMBERSHIP IN THE AREA
16 TECHNICAL SCHOOL. (II) EXPENSES OF THE SCHOOL DISTRICT, JOINT
17 SCHOOL DISTRICT, AREA TECHNICAL SCHOOL, OR SUCH OTHER SCHOOL
18 DISTRICT WITHIN THE COMMONWEALTH IN WHICH THE DISTRICTS' PUPILS
19 ARE EDUCATED, AS THE CASE MAY BE, ON ACCOUNT OF INSTRUCTION,
20 AUXILIARY AGENCIES AND COORDINATE ACTIVITIES, OPERATION OF
21 SCHOOL PLANT, MAINTENANCE OF SCHOOL PLANT, AND FIXED CHARGES,
22 AND EACH SEPARATELY FOR ELEMENTARY AND FOR SECONDARY SCHOOLS,
23 PER TEACHING UNIT, CALCULATED BY DIVIDING THE SUMS OF (A), (B),
24 (C), (D), AND (E) BELOW BY THE NUMBERS OF ELEMENTARY, SECONDARY,
25 JOINT ELEMENTARY, JOINT SECONDARY, AND AREA TECHNICAL SCHOOL
26 TEACHING UNITS, RESPECTIVELY, BASED ON THE NUMBER OF ALL PUPILS
27 ON AN EQUIVALENT FULL-TIME BASIS IN AVERAGE DAILY MEMBERSHIP IN
28 THE PUBLIC SCHOOLS OF THE DISTRICT, OR JOINT DISTRICT, OR THE
29 AREA TECHNICAL SCHOOL, OR OTHER SCHOOL DISTRICT WITHIN THE
30 COMMONWEALTH IN WHICH PUPILS OF THE DISTRICT ARE EDUCATED, AS

1 THE CASE MAY BE; (A) EXPENSES OF INSTRUCTION, TO INCLUDE
2 SALARIES OF SUPERVISORS AND OTHER EXPENSES OF SUPERVISORS,
3 SALARIES OF PRINCIPALS AND PRINCIPALS' CLERKS, SUPPLIES OF THE
4 PRINCIPALS' OFFICES, OTHER EXPENSES OF SUPERVISION, TEACHERS'
5 AND TEACHER-LIBRARIANS, SALARIES, TEXTBOOKS, LIBRARY BOOKS,
6 SUPPLIES USED IN INSTRUCTION INCLUDING LIBRARY SUPPLIES,
7 EXPENSES OF ATTENDING TEACHERS' INSTITUTES, COMMENCEMENT
8 EXERCISE AND EXHIBIT EXPENSES, AND OTHER EXPENSES OF
9 INSTRUCTION, (B) EXPENSES OF AUXILIARY AGENCIES AND COORDINATE
10 ACTIVITIES, TO INCLUDE SALARIES, BOOKS, REPAIRS, REPLACEMENTS,
11 AND OTHER EXPENSES OF PUBLIC LIBRARIES, AND NON-REIMBURSABLE
12 TRANSPORTATION AND BOARD AND LODGING IN LIEU OF TRANSPORTATION,
13 AND PROVISIONS FOR TUBERCULAR AND UNDERNOURISHED CHILDREN,
14 COMMUNITY LECTURES, SOCIAL CENTERS AND RECREATION, ENFORCEMENT
15 OF ATTENDANCE, AND OTHER EXPENSES OF AUXILIARY AGENCIES AND
16 COORDINATE ACTIVITIES, (C) EXPENSES OF OPERATION OF SCHOOL
17 PLANT, TO INCLUDE WAGES OF JANITORS AND OTHER EMPLOYES, FUEL,
18 WATER, LIGHT, POWER, JANITORS' SUPPLIES, CARE OF GROUNDS,
19 SERVICES OTHER THAN PERSONAL, TELEPHONE RENTAL, AND OTHER
20 EXPENSES OF OPERATION, (D) EXPENSES OF MAINTENANCE OF SCHOOL
21 PLANT, TO INCLUDE UPKEEP OF GROUNDS, REPAIR OF BUILDINGS,
22 REPAIRS AND REPLACEMENTS, HEATING, PLUMBING, LIGHTING, APPARATUS
23 USED IN INSTRUCTION, FURNITURE, AND OTHER EQUIPMENT, (E)
24 EXPENSES OF FIXED CHARGES, TO INCLUDE PAYMENTS MADE TO THE
25 RETIREMENT BOARD, RENT, ALL INSURANCE, AND OTHER FIXED CHARGES:
26 PROVIDED, THAT THE ACTUAL INSTRUCTION EXPENSE FOR ELEMENTARY
27 TEACHING UNIT FOR DISTRICT PUPILS EDUCATED IN THE ELEMENTARY
28 GRADES OF A LABORATORY SCHOOL OF A STATE-OWNED COLLEGE AND THE
29 ACTUAL INSTRUCTION EXPENSES FOR SECONDARY TEACHING UNIT FOR
30 DISTRICT PUPILS EDUCATED IN THE HIGH SCHOOL GRADES OF A

1 LABORATORY SCHOOL OF A STATE-OWNED COLLEGE SHALL BE COMPUTED BY
2 (I) DIVIDING THE TOTAL AMOUNT OF MONEY PAID TO THE STATE-OWNED
3 COLLEGE BY THE RESIDENT DISTRICT FOR THE EDUCATION OF ALL
4 RESIDENT ELEMENTARY CHILDREN ENROLLED IN A LABORATORY SCHOOL OF
5 A STATE-OWNED COLLEGE BY THE NUMBER OF SUCH ELEMENTARY TEACHING
6 UNITS BASED ON THE TOTAL NUMBER OF SUCH RESIDENT CHILDREN IN
7 AVERAGE DAILY MEMBERSHIP IN THE LABORATORY SCHOOL, (II) DIVIDING
8 THE TOTAL AMOUNT OF MONEY PAID TO THE STATE-OWNED COLLEGE BY THE
9 RESIDENT DISTRICT FOR THE EDUCATION OF ALL RESIDENT SECONDARY
10 CHILDREN ENROLLED IN A LABORATORY SCHOOL OF A STATE-OWNED
11 COLLEGE BY THE NUMBER OF SUCH SECONDARY TEACHING UNITS BASED ON
12 THE TOTAL NUMBER OF SUCH RESIDENT CHILDREN IN AVERAGE DAILY
13 MEMBERSHIP IN THE LABORATORY SCHOOL. THE TEACHING UNITS ARE
14 COMPUTED ON THE BASIS OF THIRTY (30) EQUIVALENT FULL TIME
15 ELEMENTARY CHILDREN AND TWENTY-TWO (22) EQUIVALENT FULL TIME
16 SECONDARY CHILDREN.

17 * * *

18 SECTION 34. SECTION 2502.8(B)(1) OF THE ACT, AMENDED JULY 8,
19 2022 (P.L.620, NO.55), IS AMENDED TO READ:

20 SECTION 2502.8. PAYMENTS ON ACCOUNT OF PUPILS ENROLLED IN
21 CAREER AND TECHNICAL CURRICULUMS.--* * *

22 (B) FOR THE 1981-1982 SCHOOL YEAR THROUGH THE 1984-1985
23 SCHOOL YEAR, EACH SCHOOL DISTRICT SO ENTITLED SHALL BE PAID, IN
24 ADDITION TO ANY OTHER SUBSIDY TO WHICH IT IS ENTITLED, AN AMOUNT
25 ON ACCOUNT OF RESIDENT PUPILS ENROLLED IN CAREER AND TECHNICAL
26 CURRICULUMS; FOR THE 1985-1986 SCHOOL YEAR THROUGH THE 1999-2000
27 SCHOOL YEAR, EACH SCHOOL DISTRICT AND AREA CAREER AND TECHNICAL
28 SCHOOL SHALL BE PAID AN AMOUNT ON ACCOUNT OF STUDENTS ENROLLED
29 IN CAREER AND TECHNICAL CURRICULUMS; FOR THE 2000-2001 SCHOOL
30 YEAR AND EACH SCHOOL YEAR THEREAFTER, EACH SCHOOL DISTRICT, AREA

1 CAREER AND TECHNICAL SCHOOL AND CHARTER SCHOOL SHALL BE PAID AN
2 AMOUNT ON ACCOUNT OF STUDENTS ENROLLED IN CAREER AND TECHNICAL
3 CURRICULUMS, DETERMINED AS FOLLOWS:

4 (1) DETERMINE THE INCREASE IN THE WEIGHTED AVERAGE DAILY
5 MEMBERSHIP BY MULTIPLYING THE NUMBER OF STUDENTS IN AVERAGE
6 DAILY MEMBERSHIP IN CAREER AND TECHNICAL CURRICULUMS IN AREA
7 CAREER AND TECHNICAL SCHOOLS BY TWENTY-ONE HUNDREDTHS (.21) AND
8 THE NUMBER OF STUDENTS IN AVERAGE DAILY MEMBERSHIP IN SCHOOL
9 DISTRICT AND CHARTER SCHOOL CAREER AND TECHNICAL CURRICULUMS BY
10 SEVENTEEN HUNDREDTHS (.17); EXCEPT[, FOR]:

11 (I) FOR THE 2021-2022 SCHOOL YEAR [AND EACH FISCAL YEAR
12 THEREAFTER], DETERMINE THE INCREASE IN THE WEIGHTED AVERAGE
13 DAILY MEMBERSHIP BY MULTIPLYING THE NUMBER OF STUDENTS IN
14 AVERAGE DAILY MEMBERSHIP IN CAREER AND TECHNICAL CURRICULUMS IN
15 AREA CAREER AND TECHNICAL SCHOOLS BY TWO THOUSAND TWO HUNDRED
16 SEVENTY-SIX TEN THOUSANDTHS (.2276) AND THE NUMBER OF STUDENTS
17 IN AVERAGE DAILY MEMBERSHIP IN SCHOOL DISTRICT AND CHARTER
18 SCHOOL CAREER AND TECHNICAL CURRICULUMS BY ONE THOUSAND EIGHT
19 HUNDRED FORTY-FOUR TEN THOUSANDTHS (.1844).

20 (II) FOR THE 2022-2023 SCHOOL YEAR AND EACH FISCAL YEAR
21 THEREAFTER, DETERMINE THE INCREASE IN THE WEIGHTED AVERAGE DAILY
22 MEMBERSHIP BY MULTIPLYING THE NUMBER OF STUDENTS IN AVERAGE
23 DAILY MEMBERSHIP IN CAREER AND TECHNICAL CURRICULUMS IN AREA
24 CAREER AND TECHNICAL SCHOOLS BY TWO THOUSAND FOUR HUNDRED
25 SEVENTY-TWO TEN THOUSANDTHS (.2472) AND THE NUMBER OF STUDENTS
26 IN AVERAGE DAILY MEMBERSHIP IN SCHOOL DISTRICT AND CHARTER
27 SCHOOL CAREER AND TECHNICAL CURRICULUMS BY TWO THOUSAND ELEVEN
28 TEN THOUSANDTHS (.2011).

29 * * *

30 SECTION 35. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

1 SECTION 2502.56. LEVEL-UP SUPPLEMENT FOR 2022-2023 SCHOOL
2 YEAR.--THE COMMONWEALTH SHALL PAY TO QUALIFYING SCHOOL DISTRICTS
3 A LEVEL-UP SUPPLEMENT ALLOCATION FOR THE 2022-2023 SCHOOL YEAR
4 AS FOLLOWS:

5 (1) A SCHOOL DISTRICT SHALL BE DETERMINED TO BE A QUALIFYING
6 SCHOOL DISTRICT IF IT MEETS ANY OF THE FOLLOWING:

7 (I) THE SCHOOL DISTRICT WAS DETERMINED TO BE A QUALIFYING
8 SCHOOL DISTRICT UNDER SECTION 2502.55.

9 (II) THE SCHOOL DISTRICT HAS AN AMOUNT LESS THAN OR EQUAL TO
10 THE AMOUNT THAT REPRESENTS THE TWENTIETH PERCENTILE FOR ALL
11 SCHOOL DISTRICTS IN THE FOLLOWING CALCULATION:

12 (A) FOR EACH OF THE FIVE PRECEDING SCHOOL YEARS, CALCULATE
13 THE FOLLOWING:

14 (I) FOR EACH SCHOOL DISTRICT, THE SUM OF THE AMOUNT OF
15 STUDENT WEIGHTS CALCULATED UNDER SECTION 2502.53(C) (1) (II),
16 (III), (IV), (V) AND (VI) AND THE AMOUNT OF WEIGHTED SPECIAL
17 EDUCATION HEADCOUNTS CALCULATED UNDER SECTION 2509.5(BBB) (2) (I).

18 (II) FOR EACH SCHOOL DISTRICT, DIVIDE THE CURRENT
19 EXPENDITURES BY THE SUM CALCULATED FOR THE SCHOOL DISTRICT IN
20 SUBCLAUSE (I).

21 (III) FOR EACH SCHOOL DISTRICT, CALCULATE THE AVERAGE OF THE
22 QUOTIENTS CALCULATED UNDER SUBCLAUSE (II).

23 (B) (RESERVED).

24 (2) QUALIFYING SCHOOL DISTRICTS DETERMINED UNDER PARAGRAPH
25 (1) SHALL RECEIVE AN AMOUNT CALCULATED AS FOLLOWS:

26 (I) FOR EACH QUALIFYING SCHOOL DISTRICT, MULTIPLY THE
27 PRODUCT IN SECTION 2502.53(B) (2) (I) FOR THE 2022-2023 SCHOOL
28 YEAR BY \$100,000,000.

29 (II) DIVIDE THE PRODUCT IN SUBPARAGRAPH (I) BY THE SUM OF
30 THE PRODUCTS IN SECTION 2502.53(B) (2) (I) FOR THE 2022-2023

1 SCHOOL YEAR FOR ALL QUALIFYING SCHOOL DISTRICTS.

2 (3) PAYMENTS MADE UNDER THIS SECTION SHALL BE DEEMED TO BE
3 PART OF THE SCHOOL DISTRICT'S ALLOCATION AMOUNT UNDER SECTION
4 2502.53(B) (1) FOR THE 2023-2024 SCHOOL YEAR AND EACH SCHOOL YEAR
5 THEREAFTER.

6 (4) THE PROVISIONS CONTAINED IN SECTIONS 2502.53 AND 2509.5
7 SHALL APPLY TO THE CALCULATION OF THE RESPECTIVE FACTORS IN THIS
8 SECTION.

9 SECTION 36. SECTION 2509 HEADING AND (B) OF THE ACT ARE
10 AMENDED TO READ:

11 SECTION 2509. PAYMENTS ON ACCOUNT OF COURSES FOR
12 [EXCEPTIONAL] CHILDREN WITH DISABILITIES.--* * *

13 (B) TO FIND THE "INSTRUCTION COST PER SPECIAL CLASS PUPIL,"
14 ADD (1) SALARIES OF DIRECTORS AND SUPERVISORS OF SPECIAL
15 EDUCATION, PUBLIC SCHOOL PSYCHOLOGISTS, PRINCIPALS OF SPECIAL
16 SCHOOLS AND ASSISTANTS, TEACHERS OF APPROVED SPECIAL CLASSES FOR
17 [EXCEPTIONAL] CHILDREN WITH DISABILITIES, CLERKS AND ASSISTANTS
18 EMPLOYED IN THE DISTRICT'S PROGRAM FOR SPECIAL EDUCATION, (2)
19 THE DISTRICT'S CONTRIBUTION TO THE RETIREMENT FUND ON BEHALF OF
20 DIRECTORS AND SUPERVISORS OF SPECIAL EDUCATION, PUBLIC SCHOOL
21 PSYCHOLOGISTS, PRINCIPALS OF SPECIAL SCHOOLS AND ASSISTANTS,
22 TEACHERS OF APPROVED SPECIAL CLASSES FOR [EXCEPTIONAL] CHILDREN
23 WITH DISABILITIES, CLERKS AND ASSISTANTS EMPLOYED IN THE
24 DISTRICT'S PROGRAM FOR SPECIAL EDUCATION, (3) THE COST OF
25 TEXTBOOKS AND SUPPLIES OF THE SECOND CLASS USED IN THE
26 DISTRICT'S SPECIAL EDUCATION CLASSES OR SCHOOLS, (4) THE COST OF
27 TELEPHONIC SYSTEM EQUIPMENT WHICH ENABLES [HANDICAPPED] CHILDREN
28 WITH PHYSICAL OR INTELLECTUAL DISABILITIES TO REMAIN IN THEIR
29 HOMES AND STILL PARTICIPATE IN CLASSROOM ACTIVITIES. DIVIDE THE
30 SUM OF (1), (2), (3), AND (4) ON THAT PART THEREOF WHICH IS

1 APPROVED BY THE DEPARTMENT OF EDUCATION FOR REIMBURSEMENT BY THE
2 TOTAL NUMBER OF PUPILS, INCLUDING THOSE PUPILS WHO HAVE
3 AVAILABLE FOR USE TELEPHONIC SYSTEM EQUIPMENT WHEREBY THEY MAY
4 REMAIN AT HOME AND STILL PARTICIPATE IN CLASSROOM ACTIVITIES, IN
5 AVERAGE DAILY MEMBERSHIP IN THE DISTRICT'S APPROVED SPECIAL
6 CLASSES FOR [EXCEPTIONAL] CHILDREN WITH DISABILITIES. THE
7 QUOTIENT SO OBTAINED SHALL BE THE "INSTRUCTION COST PER [SPECIAL
8 CLASS PUPIL] STUDENT WITH A DISABILITY."

9 * * *

10 SECTION 37. SECTIONS 2509.1(C.2) (1) AND 2510.3(A) (2) OF THE
11 ACT, AMENDED JULY 8, 2022 (P.L.620, NO.55), ARE AMENDED TO READ:

12 SECTION 2509.1. PAYMENTS TO INTERMEDIATE UNITS.--* * *

13 (C.2) THE FOLLOWING APPLY:

14 (1) FOR THE 2016-2017, 2017-2018, 2018-2019, 2019-2020,
15 2020-2021, 2021-2022 [AND], 2022-2023 AND 2023-2024 SCHOOL
16 YEARS, FIVE AND FIVE-TENTHS PERCENT (5.5%) OF THE STATE SPECIAL
17 EDUCATION APPROPRIATION SHALL BE PAID TO INTERMEDIATE UNITS ON
18 ACCOUNT OF SPECIAL EDUCATION SERVICES.

19 * * *

20 SECTION 2510.3. ASSISTANCE TO SCHOOL DISTRICTS DECLARED TO
21 BE IN FINANCIAL RECOVERY STATUS OR IDENTIFIED FOR FINANCIAL
22 WATCH STATUS.--(A) THE FOLLOWING APPLY:

23 * * *

24 (2) FOR THE 2017-2018, 2018-2019, 2019-2020, 2020-2021,
25 2021-2022 [AND], 2022-2023 AND 2023-2024 FISCAL YEARS, THE
26 DEPARTMENT OF EDUCATION MAY UTILIZE UP TO SEVEN MILLION DOLLARS
27 (\$7,000,000) OF UNDISTRIBUTED FUNDS NOT EXPENDED, ENCUMBERED OR
28 COMMITTED FROM APPROPRIATIONS FOR GRANTS, SUBSIDIES AND
29 ASSESSMENTS MADE TO THE DEPARTMENT OF EDUCATION TO ASSIST SCHOOL
30 DISTRICTS DECLARED TO BE IN FINANCIAL RECOVERY STATUS UNDER

1 SECTION 621-A, IDENTIFIED FOR FINANCIAL WATCH STATUS UNDER
2 SECTION 611-A OR IDENTIFIED FOR FINANCIAL WATCH STATUS UNDER
3 SECTION 694-A; EXCEPT THAT THE FUNDS MUST BE FIRST UTILIZED TO
4 ACCOMPLISH THE PROVISIONS CONTAINED IN SECTION 695-A. THE FUNDS
5 SHALL BE TRANSFERRED BY THE SECRETARY OF THE BUDGET TO A
6 RESTRICTED ACCOUNT AS NECESSARY TO MAKE PAYMENTS UNDER THIS
7 SECTION AND, WHEN TRANSFERRED, ARE HEREBY APPROPRIATED TO CARRY
8 OUT THE PROVISIONS OF THIS SECTION.

9 * * *

10 SECTION 38. SECTIONS 2517(E) AND 2541(B) (3) OF THE ACT ARE
11 AMENDED TO READ:

12 SECTION 2517. PAYMENTS.--* * *

13 (E) THE SECRETARY OF EDUCATION, WITH THE APPROVAL OF THE
14 GOVERNOR, MAY MAKE BASIC EDUCATION FUNDING ALLOCATION PAYMENTS
15 TO SCHOOL DISTRICTS, IN ADVANCE OF THE DATES SET FORTH IN THIS
16 SECTION TO SCHOOL DISTRICTS WHICH ARE FINANCIALLY [HANDICAPPED]
17 BURDENED, WHEN THE SECRETARY DEEMS IT NECESSARY TO ENABLE THE
18 SCHOOL DISTRICT TO KEEP THEIR PUBLIC SCHOOLS OPEN.

19 SECTION 2541. PAYMENTS ON ACCOUNT OF PUPIL TRANSPORTATION.--

20 * * *

21 (B) SUCH PAYMENTS FOR PUPIL TRANSPORTATION SHALL BE MADE IN
22 THE FOLLOWING CASES:

23 * * *

24 (3) TO ALL SCHOOL DISTRICTS, FOR THE TRANSPORTATION OF
25 [PHYSICALLY OR MENTALLY HANDICAPPED] CHILDREN WITH PHYSICAL OR
26 INTELLECTUAL DISABILITIES REGULARLY ENROLLED IN SPECIAL CLASSES
27 APPROVED BY THE DEPARTMENT OF EDUCATION OR ENROLLED IN A REGULAR
28 CLASS IN WHICH APPROVED EDUCATIONAL PROVISIONS ARE MADE FOR
29 THEM.

30 * * *

1 SECTION 39. SECTION 2599.6 OF THE ACT IS AMENDED BY ADDING A
2 SUBSECTION TO READ:

3 SECTION 2599.6. READY-TO-LEARN BLOCK GRANT.--* * *

4 (A.4) FOR THE 2023-2024 SCHOOL YEAR AND EACH SCHOOL YEAR
5 THEREAFTER, EACH SCHOOL ENTITY SHALL RECEIVE A READY-TO-LEARN
6 BLOCK GRANT IN AN AMOUNT NOT LESS THAN THE AMOUNT RECEIVED BY
7 THE SCHOOL ENTITY FROM THE APPROPRIATION FOR THE READY-TO-LEARN
8 BLOCK GRANT DURING THE 2022-2023 FISCAL YEAR.

9 * * *

10 SECTION 40. SECTION 2599.7(B), (C) AND (D) OF THE ACT ARE
11 AMENDED TO READ:

12 SECTION 2599.7. PAYMENT OF REQUIRED CONTRIBUTION FOR PUBLIC
13 SCHOOL EMPLOYES' SOCIAL SECURITY.--* * *

14 (B) FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, THROUGH THE
15 FISCAL YEAR ENDING JUNE 30, 2023, PAYMENT OF THE AMOUNTS
16 CALCULATED UNDER 24 PA.C.S. § 8329 FOR SCHOOL DISTRICTS SHALL BE
17 MADE FROM THE APPROPRIATION FOR BASIC EDUCATION FUNDING.

18 (C) FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, THROUGH THE
19 FISCAL YEAR ENDING JUNE 30, 2023, IF INSUFFICIENT FUNDS ARE
20 AVAILABLE FOR PAYMENT OF THE AMOUNTS CALCULATED UNDER 24 PA.C.S.
21 § 8329 FOR SCHOOL DISTRICTS, THE DEPARTMENT OF EDUCATION SHALL
22 NOTIFY THE GOVERNOR, THE CHAIRPERSON AND MINORITY CHAIRPERSON OF
23 THE APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON
24 AND MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
25 HOUSE OF REPRESENTATIVES OF THE AMOUNT OF THE INSUFFICIENCY. AN
26 AMOUNT EQUAL TO THE INSUFFICIENCY MAY ONLY BE PAID TO SCHOOL
27 DISTRICTS FROM A SUPPLEMENTAL APPROPRIATION IN THE GENERAL
28 APPROPRIATIONS ACT.

29 (D) FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, THROUGH THE
30 FISCAL YEAR ENDING JUNE 30, 2023, IF THE AMOUNT CALCULATED FOR

1 PAYMENTS TO SCHOOL DISTRICTS UNDER 24 PA.C.S. § 8329 EXCEEDS THE
2 AMOUNT NECESSARY, THE DEPARTMENT OF EDUCATION SHALL NOTIFY THE
3 GOVERNOR, THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
4 APPROPRIATIONS COMMITTEE OF THE SENATE AND THE CHAIRPERSON AND
5 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
6 HOUSE OF REPRESENTATIVES OF THE AMOUNT OF THE EXCESS. AN AMOUNT
7 EQUAL TO THE EXCESS SHALL BE DISTRIBUTED TO SCHOOL DISTRICTS AS
8 A SUPPLEMENTAL PAYMENT CALCULATED UNDER THE FORMULA CONTAINED IN
9 SECTION 2502.53.

10 * * *

11 SECTION 41. SECTION 2608-J OF THE ACT, AMENDED JULY 8, 2022
12 (P.L.620, NO.55), IS AMENDED TO READ:

13 SECTION 2608-J. APPLICABILITY.

14 THIS ARTICLE SHALL APPLY TO PROJECTS FOR WHICH APPROVAL AND
15 REIMBURSEMENT IS SOUGHT AND TO THE MAINTENANCE PROJECT GRANT
16 PROGRAM BEGINNING JULY 1, [2023] 2024.

17 SECTION 42. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

18 ARTICLE XXVI-L

19 SCHOOL ENVIRONMENTAL REPAIRS PROGRAM

20 SECTION 2601-L. DEFINITIONS.

21 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
22 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
23 CONTEXT CLEARLY INDICATES OTHERWISE:

24 "ACCOUNT." THE SCHOOL ENVIRONMENTAL REPAIRS PROGRAM
25 RESTRICTED ACCOUNT ESTABLISHED UNDER SECTION 2602-L.

26 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
27 COMMONWEALTH.

28 "PROGRAM." THE SCHOOL ENVIRONMENTAL REPAIRS PROGRAM
29 ESTABLISHED UNDER SECTION 2603-L.

30 "SCHOOL ENTITY." A SCHOOL DISTRICT, AREA CAREER AND

1 TECHNICAL SCHOOL, CHARTER SCHOOL OR REGIONAL CHARTER SCHOOL.
2 SECTION 2602-L. SCHOOL ENVIRONMENTAL REPAIRS PROGRAM RESTRICTED
3 ACCOUNT.

4 THE SCHOOL ENVIRONMENTAL REPAIRS PROGRAM RESTRICTED ACCOUNT
5 IS ESTABLISHED AS A RESTRICTED ACCOUNT IN THE GENERAL FUND. THE
6 FOLLOWING SHALL APPLY:

7 (1) MONEY IN THE ACCOUNT IS APPROPRIATED TO THE
8 DEPARTMENT ON A CONTINUING BASIS TO PROVIDE PROGRAM GRANTS
9 UNDER THIS ARTICLE DURING FISCAL YEARS 2023-2024 AND 2024-
10 2025.

11 (2) THE STATE TREASURER MAY ACCEPT APPROPRIATIONS,
12 TRANSFERS, GIFTS, DONATIONS, LEGACIES OR ANY OTHER REVENUES,
13 INCLUDING ALLOWABLE FEDERAL FUNDS, FOR DEPOSIT INTO THE
14 ACCOUNT.

15 (3) ANY INTEREST THAT ACCRUES IN THE ACCOUNT SHALL
16 REMAIN IN THE ACCOUNT.

17 SECTION 2603-L. SCHOOL ENVIRONMENTAL REPAIRS PROGRAM.

18 (A) SCHOOL ENVIRONMENTAL REPAIRS PROGRAM.--THE SCHOOL
19 ENVIRONMENTAL REPAIRS PROGRAM IS ESTABLISHED IN THE DEPARTMENT
20 TO PROVIDE GRANTS TO SCHOOL ENTITIES FOR THE ABATEMENT OR
21 REMEDICATION OF ENVIRONMENTAL HAZARDS IN A SCHOOL BUILDING OR
22 BUILDINGS.

23 (B) APPLICATION PROCESS.--THE DEPARTMENT SHALL DEVELOP A
24 PROCESS FOR SCHOOL ENTITIES TO APPLY FOR PROGRAM GRANTS.

25 (C) ELIGIBLE PROJECTS.--PROJECTS THAT ABATE OR REMEDIATE
26 ENVIRONMENTAL HAZARDS, INCLUDING, BUT NOT LIMITED TO, THE
27 ABATEMENT OR REMEDIATION OF LEAD IN WATER SOURCES, ASBESTOS AND
28 MOLD INSIDE THE SCHOOL BUILDINGS OF ELIGIBLE SCHOOL ENTITIES,
29 ARE ELIGIBLE TO RECEIVE A PROGRAM GRANT.

30 (D) FORM OF APPLICATION.--A SCHOOL ENTITY MUST APPLY FOR A

1 PROGRAM GRANT ON A FORM PRESCRIBED BY THE DEPARTMENT. THE FORM
2 SHALL INCLUDE THE FOLLOWING INFORMATION:

3 (1) DESCRIPTION OF THE ABATEMENT OR REMEDIATION PROJECT.

4 (2) INFORMATION RELATED TO THE RISK OF EXPOSURE TO
5 ENVIRONMENTAL HAZARDS.

6 (3) ESTIMATED COST OF THE PROJECT.

7 (4) SOURCE AND AMOUNT OF LOCAL MATCHING FUNDS.

8 (5) DOCUMENTATION TO SUPPORT THE ENVIRONMENTAL HAZARDS
9 TO BE REMEDIED, THE ESTIMATED COST AND THE SOURCE OF LOCAL
10 MATCHING FUNDS.

11 (6) TIMELINE TO COMPLETE THE WORK.

12 (7) OTHER INFORMATION REQUIRED BY THE DEPARTMENT.

13 (E) GRANT PRIORITIZATION.--THE DEPARTMENT SHALL PRIORITIZE
14 ELIGIBLE PROJECTS THAT ABATE OR REMEDIATE ENVIRONMENTAL HAZARDS
15 THAT PRESENT THE GREATEST RISK OF EXPOSURE USING THE FOLLOWING
16 INFORMATION:

17 (1) ELEVATED LEAD LEVELS IN DRINKING WATER.

18 (2) THE PERCENTAGE OF THE POPULATION IN THE COUNTY WHERE
19 THE PROJECT IS LOCATED WITH A CONFIRMED BLOOD LEAD LEVEL OVER
20 5 MG/DL AS DETERMINED BY THE DEPARTMENT IN CONSULTATION WITH
21 THE DEPARTMENT OF HEALTH.

22 (3) CONTENTS OF THE APPLICATION.

23 (4) ANY OTHER RISK FACTOR DETERMINED BY THE DEPARTMENT.

24 (F) FUNDING AND LOCAL MATCH FOR PROGRAM GRANTS.--

25 (1) THE DEPARTMENT MAY AWARD A PROGRAM GRANT TO AN
26 ELIGIBLE SCHOOL ENTITY IN AN AMOUNT UP TO 50% OF THE COST OF
27 THE ELIGIBLE PROJECT. THE DEPARTMENT SHALL NOT AWARD A
28 PROGRAM GRANT IN EXCESS OF \$10,000,000.

29 (2) A SCHOOL ENTITY MUST HAVE A LOCAL MATCH OF AT LEAST
30 50% OF THE TOTAL COST OF ALL PROJECTS LISTED IN ITS

1 APPLICATION. THE LOCAL MATCH MAY COME FROM ANY NON-STATE
2 SOURCE FUNDING, INCLUDING FEDERAL OR LOCAL MONEY AND
3 DONATIONS. THE SCHOOL ENTITY MUST DOCUMENT ITS LOCAL MATCH AS
4 PART OF ITS APPLICATION.

5 (3) AN ELIGIBLE SCHOOL ENTITY MAY NOT USE PROGRAM GRANT
6 MONEY FOR RECURRING UPKEEP ON PHYSICAL FACILITIES, INCLUDING
7 CLEANING, MINOR REPAIR OF FIXTURES OR STRUCTURES, PAINTING
8 UNRELATED TO THE ABATEMENT OR REMEDIATION OF LEAD PAINT OR
9 THE REGULAR SERVICING OF HEATING, AIR CONDITIONING OR OTHER
10 EQUIPMENT.

11 (G) GUIDELINES.--THE DEPARTMENT SHALL ISSUE GUIDELINES FOR
12 THE PROGRAM AT LEAST 60 DAYS BEFORE THE BEGINNING OF THE
13 APPLICATION PERIOD. THE GUIDELINES SHALL INCLUDE:

14 (1) THE APPLICATION PROCESS, INCLUDING DEADLINES.

15 (2) THE APPLICATION FORM DEVELOPED BY THE DEPARTMENT.

16 (3) INFORMATION ON ELIGIBLE PROJECTS.

17 (4) AN EXPLANATION OF THE PRIORITIZATION FACTORS.

18 (H) MONITORING.--THE DEPARTMENT, OR ITS DESIGNEE, SHALL
19 RANDOMLY AUDIT AND MONITOR PROGRAM GRANT RECIPIENTS TO ENSURE
20 THE APPROPRIATE USE OF PROGRAM GRANT FUNDS AND COMPLIANCE WITH
21 PROVISIONS OF THE PROGRAM.

22 (I) EFFECT OF GRANT MONEY RECEIVED.--PROGRAM GRANT MONEY
23 RECEIVED BY A SCHOOL DISTRICT UNDER THIS SECTION MAY NOT BE
24 INCLUDED WHEN CALCULATING THE AMOUNT TO BE PAID TO A CHARTER
25 SCHOOL UNDER SECTION 1725-A.

26 (J) WHOLE OR PARTIAL AWARDS.--THE DEPARTMENT, IN ITS
27 DISCRETION, MAY AWARD IN WHOLE OR IN PART A REQUEST MADE BY A
28 SCHOOL ENTITY IN ITS GRANT APPLICATION BASED UPON THE MERIT OF A
29 SPECIFIC ITEM REQUESTED.

30 (K) REPORT.--THE DEPARTMENT SHALL PUBLISH PROGRAM GRANT

1 AWARD INFORMATION, INCLUDING AWARD AMOUNTS AND A DESCRIPTION OF
2 THE FUNDED PROJECT, ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE
3 AT THE CONCLUSION OF EACH FUNDING ROUND.

4 SECTION 43. THE PROVISIONS OF 22 PA. CODE ARE ABROGATED
5 INSOFAR AS THEY ARE INCONSISTENT WITH THE AMENDMENT OF SECTION
6 1551 OF THE ACT.

7 SECTION 44. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.