

AN ACT

1 Amending the act of January 28, 1988 (P.L.24, No.11), entitled
2 "An act defining and providing for the licensing and
3 regulation of private academic schools; reestablishing the
4 State Board of Private Academic Schools; imposing penalties;
5 and making repeals," further providing for administration and
6 for penalties.

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

9 Section 1. Sections 4 and 15 of the act of January 28, 1988
10 (P.L.24, No.11), known as the Private Academic Schools Act, are
11 amended to read:

12 Section 4. Powers and duties of board.

13 (a) Licensure, policies, etc.--The board shall have the
14 power and its duty shall be to approve or disapprove the initial
15 and renewal licensure of schools; to suspend or revoke the
16 licensure of schools; to establish qualifications for teachers,
17 professional staff and directors; to adopt broad policies and
18 principles and to establish standards, rules and regulations.
19 The regulations shall provide for a method of school closure.

1 (b) Disposition of student records.--The board shall require
2 every applicant for initial licensure to provide a written
3 statement describing arrangements for disposition of student
4 records in the event of closure. The board shall require a
5 private academic school to submit, upon closure, the original
6 academic records of graduates to the department. It shall be the
7 duty of the board and the department to assist in the execution
8 of the arrangements when necessary.

9 (c) Enforcement by department.--The regulations promulgated
10 by the board shall be enforced by the department. The department
11 may submit to individual experts for review, programs and
12 courses and financial statements proposed or offered by a
13 school.

14 Section 15. Penalties.

15 (a) Summary offense.--A person who violates or fails to
16 comply with this act or a rule, regulation or standard
17 promulgated under this act commits a summary offense and shall,
18 upon conviction, be sentenced to pay a fine of not less than
19 \$300.

20 (b) Civil penalty.--In addition to any other penalty
21 provided in this act, the board may, by a majority vote of its
22 statutorily authorized membership, levy a civil penalty of up to
23 \$1,000 on any licensee who violates any provision of this act or
24 a regulation promulgated under this act or any person who
25 operates a private academic school without being properly
26 licensed under this act. Prior to the collection of the penalty,
27 the licensee or person shall have access to the hearing
28 procedure provided in Title 2 of the Pennsylvania Consolidated
29 Statutes (relating to administrative law and procedure).

30 Section 2. The amendment of section 15(b) of the act shall

1 apply to violations which occur on or after the effective date
2 of this section.

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