

AMENDMENTS TO HOUSE BILL NO. 265

Sponsor: SENATOR CORMAN

Printer's No. 2286

1 Amend Bill, page 1, lines 9 and 10, by striking out "PASMART
2 ONLINE CAREER RESOURCE CENTER AND FOR"

3 Amend Bill, page 1, line 11, by inserting after
4 "CLEARINGHOUSE"

5 and for PAsmart online career resource center

6 Amend Bill, page 1, lines 21 and 22, by striking out "and
7 providing for references to "area" in line 21 and all of line 22
8 and inserting

9 replacing references to "vocational-technical" with "career and
10 technical," replacing references to "vocational" with "career
11 and technical" and replacing references to "vocation" with
12 "career and technical"; deleting references to vocational
13 school districts; and renaming the State Board for Vocational
14 Education as the State Board of Career and Technical
15 Education.

16 Amend Bill, page 1, line 25; page 2, lines 1 and 2; by
17 striking out all of said lines on said pages and inserting

18 Section 1. Sections 111(a.1) introductory paragraph, (1),
19 (2) and (3), (b), (e) introductory paragraph, (f.2) and (j) (1)
20 and (2) and 111.1(n) of the act of March 10, 1949 (P.L.30,
21 No.14), known as the Public School Code of 1949, are amended to
22 read:

23 Section 111. Criminal History of Employes and Prospective
24 Employes; Conviction of Certain Offenses.--

25 (a.1) Beginning April 1, 2007, this section shall apply to
26 all current and prospective employes of public and private
27 schools, intermediate units and area [vocational-technical]
28 career and technical schools, including, but not limited to,
29 teachers, substitutes, janitors, cafeteria workers, independent
30 contractors and their employes, except those employes and
31 independent contractors and their employes who have no direct

1 contact with children.

2 (1) Beginning April 1, 2007, this section shall apply to bus
3 drivers employed or offered employment by a school district,
4 private school, nonpublic school, intermediate unit or area
5 [vocational-technical] career and technical school or by an
6 independent contractor.

7 (2) Beginning April 1, 2007, this section shall apply to
8 student teachers and student teacher candidates assigned to all
9 public and private schools, intermediate units and area
10 [vocational-technical] career and technical schools.

11 (3) For purposes of this section, "student teacher" or
12 "student teacher candidate" shall mean an individual
13 participating in a classroom teaching, internship, clinical or
14 field experience who, as part of a program for the initial or
15 advanced preparation of professional educators, performs
16 classroom teaching or assists in the education program in a
17 public or private school, intermediate unit or area [vocational-
18 technical] career and technical school under the supervision of
19 educator preparation program faculty.

20 * * *

21 (b) Administrators of public and private schools,
22 intermediate units and area [vocational-technical] career and
23 technical schools shall require prospective employes to submit
24 with their employment application, pursuant to 18 Pa.C.S. Ch. 91
25 (relating to criminal history record information), a report of
26 criminal history record information from the Pennsylvania State
27 Police or a statement from the Pennsylvania State Police that
28 the State Police central repository contains no such information
29 relating to that person. Such report of criminal history record
30 information shall be no more than five (5) years old. An
31 applicant may submit a copy of the required information with the
32 application for employment. Administrators shall maintain a copy
33 of the required information. Administrators shall require
34 contractors to produce a report of criminal history record
35 information for each prospective employe of such contractor
36 prior to employment. A copy of the report of criminal history
37 record information from the Pennsylvania State Police shall be
38 made available to the applicant in a manner prescribed by the
39 Department of Education.

40 * * *

41 (e) No person subject to this act shall be employed or
42 remain employed in a public or private school, intermediate unit
43 or area [vocational-technical] career and technical school where
44 a report of criminal history record information or a form
45 submitted by an employe under subsection (j) indicates the
46 person has been convicted of any of the following offenses:

47 * * *

48 (f.2) Nothing in this section shall be construed to
49 interfere with the ability of a public or private school,
50 intermediate unit or area [vocational-technical] career and
51 technical school to make employment, discipline or termination

1 decisions, provided that this subsection shall not be construed
2 to conflict with subsection (e), (f.1) or (j)(6).

3 * * *

4 (j) (1) The department shall develop a standardized form to
5 be used by current and prospective employes of public and
6 private schools, intermediate units and area [vocational-
7 technical] career and technical schools for the written
8 reporting by current and prospective employes of any arrest or
9 conviction for an offense enumerated under subsections (e) and
10 (f.1). The form shall provide a space in which a current or
11 prospective employe who has not been convicted of or arrested
12 for any such offense will respond "no conviction" and "no
13 arrest." The form also shall provide that failure to accurately
14 report any arrest or conviction for an offense enumerated under
15 subsection (e) or (f.1) shall subject the current or prospective
16 employe to criminal prosecution under 18 Pa.C.S. § 4904
17 (relating to unsworn falsification to authorities). The
18 department shall publish the form on its publicly accessible
19 Internet website and in the Pennsylvania Bulletin.

20 (2) All current and prospective employes of a public or
21 private school, intermediate unit or area [vocational-technical]
22 career and technical school shall complete the form described in
23 clause (1), indicating whether or not they have been arrested
24 for or convicted of an offense enumerated under subsections (e)
25 and (f.1), provided that any current employe who completed the
26 form on or before December 27, 2011, in compliance with clauses
27 (1) and (2) on that date and who has not been arrested for or
28 convicted of an offense enumerated under subsections (e) and
29 (f.1) shall not be required to complete an additional form under
30 this subsection.

31 * * *

32 Section 111.1. Employment History Review.--* * *

33 (n) As used in this section, the following words and phrases
34 shall have the meanings given to them in this subsection:

35 "Abuse." Conduct that falls under the purview and reporting
36 requirements of 23 Pa.C.S. Ch. 63 and is directed toward or
37 against a child or a student, regardless of the age of the child
38 or student.

39 "Direct contact with children." The possibility of care,
40 supervision, guidance or control of children or routine
41 interaction with children.

42 "School entity." Any public school, including a charter
43 school or cyber charter school, private school, nonpublic
44 school, intermediate unit or area [vocational-technical] career
45 and technical school operating within this Commonwealth.

46 "Sexual misconduct." Any act, including, but not limited to,
47 any verbal, nonverbal, written or electronic communication or
48 physical activity, directed toward or with a child or a student
49 regardless of the age of the child or student that is designed
50 to establish a romantic or sexual relationship with the child or
51 student. Such acts include, but are not limited to:

- 1 (1) Sexual or romantic invitation.
- 2 (2) Dating or soliciting dates.
- 3 (3) Engaging in sexualized or romantic dialog.
- 4 (4) Making sexually suggestive comments.
- 5 (5) Self-disclosure or physical exposure of a sexual,
- 6 romantic or erotic nature.
- 7 (6) Any sexual, indecent, romantic or erotic contact with
- 8 the child or student.

9 Section 2. Section 121(b)(2)(iii), (c)(2) and (d) of the
10 act, amended October 24, 2018 (P.L.1146, No.158), are amended to
11 read:

12 Section 121. Keystone Exams and Graduation Requirements.--*
13 * *

14 (b) The following shall apply:

15 * * *

16 (2) The Department of Education shall investigate and
17 develop alternatives in addition to the use of the Keystone
18 Exams as a requirement for graduation and shall, within six (6)
19 months of the effective date of this paragraph, issue a report
20 of the Department of Education's findings and recommendations,
21 including proposed legislation, to the chairman and minority
22 chairman of the Education Committee of the Senate and the
23 chairman and minority chairman of the Education Committee of the
24 House of Representatives. The report shall, at a minimum,
25 contain a detailed plan and timeline within which the Department
26 of Education shall accomplish all of the following:

27 * * *

28 (iii) Ensure that no student is prohibited from
29 participation in [vocational-technical] career and technical
30 education or elective courses or programs as a result of
31 supplemental instruction required in 22 Pa. Code §§ 4.24(k) and
32 4.51b(f) (relating to Keystone Exams).

33 (c) Notwithstanding section 2604-B(b)(2)(v), 22 Pa. Code §
34 4.24 or 4.51 or any statute or regulation to the contrary, in
35 any school year in which a demonstration of proficiency on a
36 Keystone Exam is required for high school graduation, a CTE
37 Concentrator shall be deemed proficient provided that the CTE
38 Concentrator shall meet all of the following requirements:

39 * * *

40 (2) completes one of the following:

41 (i) attains an industry-based competency certification
42 related to the CTE Concentrator's program of study; or

43 (ii) demonstrates a high likelihood of success on an
44 approved industry-based competency assessment or readiness for
45 continued meaningful engagement in the CTE Concentrator's
46 program of study as demonstrated by performance on benchmark
47 assessments, course grades and other factors consistent with the
48 CTE Concentrator's goals and career plan and determined for the
49 CTE Concentrator by a chief school administrator in consultation
50 with an area [vocational-technical] career and technical school
51 director or principal of a comprehensive high school. The

1 determination shall be made no later than the end of eleventh
2 grade, or, for a student enrolled in a one-year program, the end
3 of the first semester of twelfth grade.

4 * * *

5 (d) 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 "Accredited four-year nonprofit institution of higher
9 education." Any of the following:

10 (1) A university within the State System of Higher Education
11 under Article XX-A.

12 (2) A State-related institution as defined in section 1502-
13 A.

14 (3) Any accredited nonprofit public, private or independent
15 college or university that confers four-year baccalaureate
16 degrees.

17 "Accredited nonprofit institution of higher education." Any
18 of the following:

19 (1) A community college operating under Article XIX-A.

20 (2) An accredited four-year nonprofit institution of higher
21 education.

22 (3) Any accredited nonprofit public, private or independent
23 college or university.

24 (4) The Thaddeus Stevens College of Technology.

25 "ACT." A standardized test for the assessment of college
26 readiness administered by ACT.

27 "ACT WorkKeys assessment." An assessment of workplace skills
28 administered by ACT.

29 "Advanced Placement Program." A program authorized by the
30 college board that allows a student to study college-level
31 subjects while enrolled in high school and to receive advanced
32 placement and college credit for earning a qualified score on
33 the course-related Advanced Placement exam.

34 "Approved alternative assessment." A SAT, PSAT, ACT or Armed
35 Services Vocational Aptitude Battery test.

36 "Approved industry-based competency assessment." A NOCTI
37 exam, NIMS assessment or other industry-based competency
38 assessment identified by the Secretary of Education and approved
39 by the State Board of Education or identified by an act of the
40 General Assembly.

41 "Armed Services Vocational Aptitude Battery Test." The
42 aptitude test developed and maintained by the United States
43 Department of Defense.

44 "Chief school administrator." The superintendent of a school
45 district, executive director of an intermediate unit,
46 administrative director of an area [vocational-technical] career
47 and technical school or chief executive officer of a charter
48 school, cyber charter school, regional charter school or
49 multiple charter school organization.

50 "Concurrent enrollment course." A course in which a
51 secondary student is enrolled and, upon successful completion of

1 which both high school and postsecondary credit are earned.
2 "Cooperative education program." A program of instruction
3 whereby students alternate or coordinate their high school
4 studies with a job in a field related to their academic or
5 career objectives.
6 "CTE Concentrator." A student who, by the end of a reporting
7 year, will be reported as successfully completing at least fifty
8 percent (50%) of the minimum technical instructional hours
9 required under 22 Pa. Code Ch. 339 (relating to vocational
10 education).
11 "Department." The Department of Education of the
12 Commonwealth.
13 "Established score." A score recommended by the secretary
14 and approved by the State Board of Education.
15 "GPA." Grade point average.
16 "International Baccalaureate Diploma Program." An
17 academically challenging two-year precollege diploma program
18 comprised of three core requirements and six academic subject
19 areas with final examinations that prepare students sixteen (16)
20 to nineteen (19) years of age for higher education and life in a
21 global society.
22 "NIMS assessment." An assessment based on the National
23 Institute for Metalworking Skills standards.
24 "NOCTI exam." A National Occupational Competency Testing
25 Institute exam.
26 "Postsecondary course." A course in which a secondary
27 student is enrolled and, upon successful completion,
28 postsecondary credit is earned.
29 "Preapprenticeship program." An apprenticeship program
30 registered with the Pennsylvania Apprenticeship and Training
31 Council.
32 "SAT." A standardized test for the assessment of college
33 readiness administered by the College Board.
34 "SAT Subject Test." A standardized test for the assessment
35 of a specific content area administered by the College Board.
36 "School entity." A school district, intermediate unit, area
37 [vocational-technical] career and technical school, charter
38 school, cyber charter school, regional charter school or
39 multiple charter school organization.
40 "Secretary." The Secretary of Education of the Commonwealth.
41 Section 3. Section 126(a)(1)(v) and (vi) of the act are
42 amended to read:
43 Section 126. Every Student Succeeds Act State Plan Review.--
44 (a) State plan submissions shall be developed by the department
45 under section 1111 of the Elementary and Secondary Education Act
46 of 1965 (Public Law 89-110, 20 U.S.C. § 6311), as amended by the
47 Every Student Succeeds Act (Public Law 114-95, 129 Stat. 1802),
48 and submitted to the General Assembly as follows:
49 (1) The department shall develop State plan submissions with
50 timely and meaningful consultation with the chair and minority
51 chair of the Education Committee of the Senate and the chair and

1 minority chair of the Education Committee of the House of
2 Representatives, with opportunity for input into the State plan
3 submission's formation. Consultation shall occur with regard to
4 the initiatives that are newly created or that retain or modify
5 existing law or regulation with regard to the following:

6 * * *

7 (v) [Vocational and career] Career and technical education
8 academic assessments, pathways and standards.

9 (vi) Comparability and fairness in assessments of school
10 districts, intermediate units, area [vocational-technical]
11 career and technical schools, charter schools and cyber charter
12 schools.

13 * * *

14 Section 4. The act is amended by adding a section to read:

15 Amend Bill, page 5, lines 11 through 14, by striking out all
16 of said lines and inserting

17 Section 5. Sections 218, 220(c), 221.2(c)(1)(iv) and (f)(4)
18 (i), 222(c) and 322 of the act are amended to read:

19 Section 218. Reports to Department of Education.--(a) An
20 annual financial report shall be submitted to the Secretary of
21 Education by each school district, charter school, cyber charter
22 school and area [vocational-technical] career and technical
23 school not later than the 31st day of October. All financial
24 accounting and reporting by school districts, charter schools,
25 cyber charter schools and area [vocational-technical] career and
26 technical schools to the Department of Education shall be in
27 accordance with generally accepted accounting and reporting
28 standards, except that management discussion and analysis and
29 related notes and the following financial statements shall not
30 be required components of the annual financial report: entity-
31 wide financial statements, including the statement of activities
32 and the statement of net assets; the reconciliation of the
33 balance sheet - governmental funds to statement of net assets;
34 and the reconciliation of the statement of revenues,
35 expenditures and changes in fund balances - governmental funds
36 to statement of activities. The Department of Education shall
37 establish a reporting standard for the annual financial report.

38 (b) The chief school administrator and board secretary of a
39 school district, charter school, cyber charter school or area
40 [vocational-technical] career and technical school shall submit
41 a signed statement to the Department of Education not later than
42 the 31st day of December of each year certifying that: the
43 audited financial statements of the school district, charter
44 school, cyber charter school or area [vocational-technical]
45 career and technical school have been properly audited pursuant
46 to Article XXIV and that in the independent auditor's
47 professional opinion, the financial information submitted in the
48 annual financial report was materially consistent with the
49 audited financial statements.

1 (c) If the financial information submitted in the annual
2 financial report was not materially consistent with the audited
3 financial statements, the school district, charter school, cyber
4 charter school or area [vocational-technical] career and
5 technical school shall submit a revised annual financial report
6 to the Department of Education not later than the 31st day of
7 December.

8 (d) The Department of Education shall order the forfeiture
9 penalties provided for under section 2552.1(a.1) against a
10 school district, charter school, cyber charter school or area
11 [vocational-technical] career and technical school for failure
12 to timely submit an annual financial report or revised annual
13 financial report.

14 Section 220. State Report Card.--* * *

15 (c) Definitions.--As used in this section, the following
16 words and phrases shall have the meanings given to them in this
17 subsection:

18 "Department." The Department of Education of the
19 Commonwealth.

20 "Local education agency." A school district, cyber charter
21 school, charter school, area [vocational-technical] career and
22 technical school or intermediate unit.

23 Section 221.2. Data Collection Reduction.--* * *

24 (c) (1) Within thirty (30) days of the effective date of
25 this section, the State Board shall establish an advisory
26 committee consisting of:

27 * * *

28 (iv) The following members, to be appointed by the State
29 Board in consultation with education associations representing
30 school districts, intermediate units, public school employes,
31 charter school entities and area [vocational-technical] career
32 and technical schools:

33 (A) Two school district business managers.

34 (B) Two intermediate unit business managers.

35 (C) Two charter school entity business managers.

36 (D) Two area [vocational-technical] career and technical
37 school business managers.

38 (E) One representative from a school district board of
39 school directors.

40 (F) One representative from an intermediate unit board of
41 directors.

42 (G) One representative from a charter school entity board of
43 trustees.

44 (H) One representative from an area [vocational-technical]
45 career and technical school joint operating committee.

46 (I) One member of a Statewide association representing
47 public school entity employes that has a membership on the
48 effective date of this section of greater than 140,000 public
49 school entity employes.

50 * * *

51 (f) For purposes of this section:

1 * * *

2 (4) "Public school entity" shall mean any of the following:
3 (i) An area [vocational-technical] career and technical
4 school.

5 * * *

6 Section 222. Drop-out Data Collection.--* * *

7 (c) As used in this section, the following words and phrases
8 shall have the meanings given to them in this subsection unless
9 the context clearly indicates otherwise:

10 "Department." The Department of Education of the
11 Commonwealth.

12 "School entity." A public school district, charter school,
13 cyber charter school or area [vocational-technical] career and
14 technical school.

15 Section 322. Eligibility; Incompatible Offices.--Any citizen
16 of this Commonwealth, having a good moral character, being
17 eighteen (18) years of age or upwards, and having been a
18 resident of the district for at least one (1) year prior to the
19 date of his election or appointment, shall be eligible to the
20 office of school director therein: Provided, That any person
21 holding any office or position of profit under the government of
22 any city of the first class, or the office of mayor, chief
23 burgess, county commissioner, district attorney, city, borough,
24 or township treasurer, member of council in any municipality,
25 township commissioner, township supervisor, tax collector,
26 assessor, assistant assessor, any comptroller, auditor,
27 constable, executive director or assistant executive director of
28 an intermediate unit, supervisor, principal, teacher, or employe
29 of any school district, shall not be eligible as a school
30 director in this Commonwealth. This section shall not prevent
31 any district superintendent, assistant district superintendent,
32 supervisor, teacher, or employe of any school district, from
33 being a school director in a district other than the one in
34 which he is so employed, and other than in a district with which
35 the district in which he is employed operates a joint school or
36 department. Provided, however, That a joint school or department
37 does not include a [vocational] career and technical school,
38 intermediate unit or community college: And provided further,
39 That a school director who is a supervisor, principal, teacher
40 or employe of a [vocational] career and technical school,
41 intermediate unit or community college shall not serve as a
42 member of a board of the [vocational] career and technical
43 school, intermediate unit or community college in which he is a
44 supervisor, principal, teacher or employe: And provided further,
45 That a school director who is a supervisor, principal, teacher
46 or employe of a [vocational] career and technical school,
47 intermediate unit or community college, shall not be assigned to
48 a position of employment under the supervision of the district
49 in which he or she serves as a member of the board of school
50 directors. A school director shall not be eligible to the office
51 of member of council in any municipality.

1 Section 6. Section 425(d) of the act, added June 22, 2018
2 (P.L.241, No.39), is amended to read:

3 Section 425. Executive Sessions.--* * *

4 (d) As used in this section, the following words and phrases
5 shall have the meanings given to them in this subsection:

6 "Executive session" shall have the meaning given to the term
7 under 65 Pa.C.S. § 703 (relating to definitions).

8 "School entity" shall mean a school district, intermediate
9 unit, joint school, area [vocational-technical] career and
10 technical school, charter school, regional charter school or
11 cyber charter school.

12 Section 7. Sections 502, 513(b.1)(1) and (6), 522 and 527 of
13 the act are amended to read:

14 Section 502. Additional Schools and Departments.--In
15 addition to the elementary public schools, the board of school
16 directors in any school district may establish, equip, furnish,
17 and maintain the following additional schools or departments for
18 the education and recreation of persons residing in said
19 district, and for the proper operation of its schools, namely:--

20 High schools,

21 Trade schools,

22 [Vocational] Career and technical schools,

23 [Technical schools,]

24 Cafeterias,

25 Agricultural schools,

26 Evening schools,

27 Kindergartens,

28 Libraries,

29 Museums,

30 Reading-rooms,

31 Gymnasiums,

32 Playgrounds,

33 Schools for physically and mentally handicapped,

34 Truant schools,

35 Parental schools,

36 Schools for adults,

37 Public lectures,

38 Such other schools or educational departments as the
39 directors, in their wisdom, may see proper to establish.

40 Said additional schools or departments, when established,
41 shall be an integral part of the public school system in such
42 school district and shall be so administered.

43 No pupil shall be refused admission to the courses in these
44 additional schools or departments, by reason of the fact that
45 his elementary or academic education is being or has been
46 received in a school other than a public school.

47 Section 513. Group Insurance Contracts.--* * *

48 (b.1) (1) School districts, intermediate units and area
49 [vocational-technical] career and technical schools shall give
50 employes and their dependents, upon the employe's retirement,
51 the option of continuing coverage in the group health plan to

1 which they belonged as employes.

2 * * *

3 (6) School districts, intermediate units and area
4 [vocational-technical] career and technical schools shall report
5 annually to the Department of Education the increased costs
6 resulting exclusively from the inclusion of qualified annuitants
7 and their dependents in the entity's group health plan, for the
8 purpose of evaluating the feasibility of future Commonwealth
9 funding.

10 * * *

11 Section 522. Payments of Salaries of Professional Employees
12 Granted Leaves of Absence as Exchange Teachers Authorized;
13 Rights Preserved.--Any board of public education or board of
14 school directors of any school district [or vocational school
15 district] of this Commonwealth is hereby authorized to pay any
16 professional employe the salary he would be entitled to if
17 teaching in the school district from which he is granted a leave
18 of absence to serve as an exchange teacher in any foreign
19 country or territory or possession of the United States of
20 America.

21 Any professional employe, while on leave as an exchange
22 teacher, shall be considered to be in regular full-time daily
23 attendance in the position from which the leave was granted,
24 during the period of said leave, for the purpose of determining
25 the employe's length of service, the right to receive increments
26 as provided by law, and the right to make contributions as a
27 member of the Public School Employees' Retirement Fund and
28 continue his or her membership therein, the right to service
29 credits toward the time necessary for a sabbatical leave for
30 health or a leave of absence for professional development, and
31 the right to accumulate days of leave on account of illness or
32 accidental injury.

33 Section 527. Drug Law Convictions.--(a) Any employe,
34 professional or otherwise, of a school district, intermediate
35 unit or area [vocational-technical] career and technical school
36 who is convicted of delivery of a controlled substance or
37 convicted of possession of a controlled substance with the
38 intent to deliver, as prohibited by the act of April 14, 1972
39 (P.L.233, No.64), known as "The Controlled Substance, Drug,
40 Device and Cosmetic Act," shall be terminated from his or her
41 employment with the school entity. The governing body of the
42 school entity shall enforce this section.

43 (b) Notwithstanding any other provisions of this act, any
44 person subject to this section who, while employed in a public
45 or private school, intermediate unit or area [vocational-
46 technical] career and technical school, is convicted of any of
47 the offenses enumerated in subsection (e) of section 111 of this
48 act shall be immediately terminated from such employment.

49 Section 8. Section 528(d) of the act, added June 22, 2018
50 (P.L.241, No.39), is amended to read:

51 Section 528. Third-Party Services.--* * *

1 (d) As used in this section, the following words and phrases
2 shall have the meanings given to them in this subsection unless
3 the context clearly indicates otherwise:

4 "Non-instructional services" shall mean services provided by
5 a school employee whose terms and conditions of employment are
6 governed by a collective bargaining agreement negotiated between
7 the school employer and the exclusive representative of the
8 employe and excluding services provided by a professional
9 employe, a substitute or a temporary professional employe as
10 those terms are defined under section 1101.

11 "School employer" shall mean a board of school directors, an
12 intermediate unit board of directors or an area [vocational-
13 technical] career and technical board of directors.

14 "Third party" shall mean a for-profit service provider,
15 including a business or corporation, that contracts with a
16 school employer to provide non-instructional services. The term
17 shall not include an individual.

18 Section 9. Section 613(f) of the act is amended to read:

19 Section 613. Management Information Reports.--* * *

20 (f) Beginning with the 2001-2002 school year and each school
21 year thereafter, the mandatory reporting requirements of this
22 section shall apply, as prescribed by the department, to area
23 [vocational-technical] career and technical schools,
24 intermediate units and charter schools to the extent that
25 funding is available. Area [vocational-technical] career and
26 technical schools, intermediate units and charter schools shall
27 apply for funding in a form and manner prescribed by the
28 department.

29 Section 10. The definitions of "area vocational-technical
30 school," "market value/personal income aid ratio" and "public
31 school entity" in section 602-B of the act are amended to read:
32 Section 602-B. Definitions.

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

36 * * *

37 "Area [vocational-technical] career and technical school."
38 As defined in section 1841.

39 * * *

40 "Market value/personal income aid ratio." A school
41 district's combined market value and personal income wealth per
42 pupil relative to the State average.

43 (1) For an area [vocational-technical] career and
44 technical school, this amount shall be calculated based on
45 the sum of market value and personal income wealth data for
46 each of the area [vocational-technical] career and technical
47 school's component school districts.

48 (2) For a charter school or regional charter school,
49 this amount shall be calculated based on the sum of market
50 value and personal income wealth data for each school
51 district that granted a charter to the charter school or

1 regional charter school under section 1717-A or 1718-A.

2 (3) For a cyber charter school, this amount shall be
3 calculated based on the sum of market value and personal
4 income wealth data for the school district in which the cyber
5 charter school's administrative offices are located.

6 * * *

7 "Public school entity." Any of the following:

8 (1) An area [vocational-technical] career and technical
9 school.

10 (2) A school district.

11 (3) A charter school entity.

12 * * *

13 Section 11. Sections 701.1 second paragraph, 772.1(c),
14 772.2(e), 776.1, 909-A, 914-A(16), 1089(f), 1101(1), 1113(d)(1),
15 1123(e), (i), (n) and (o)(2) and (8), 1141, 1142(a) and (b),
16 1142.1(d), 1144.1, 1145, 1146(4), 1164(a), 1166(a) and 1176(a)
17 of the act are amended to read:

18 Section 701.1. Referendum or Public Hearing Required Prior
19 to Construction or Lease.--* * *

20 The applicable aggregate building expenditure standard shall
21 be a total amount calculated for each building or substantial
22 addition by multiplying the rated pupil capacity under the
23 approved room schedule by the following: two thousand eight
24 hundred dollars (\$2,800) for each pupil of rated elementary
25 capacity; four thousand two hundred dollars (\$4,200) for each
26 pupil of rated secondary capacity in grades seven, eight and
27 nine and five thousand two hundred dollars (\$5,200) for each
28 pupil of rated secondary capacity in grades ten, eleven and
29 twelve and five thousand two hundred dollars (\$5,200) for each
30 pupil of rated [vocational-technical] career and technical
31 capacity in grades ten, eleven and twelve to not include the
32 cost of equipment and fixtures in such [vocational-technical]
33 career and technical schools: Provided, however, That each of
34 the preceding per pupil amounts shall be adjusted by the
35 Department of Education on July 1, 1974; and annually thereafter
36 through July 1, 2003, by multiplying said amounts by the ratio
37 of the composite construction cost index compiled and published
38 by the United States Department of Commerce for the preceding
39 calendar year to such index for the next preceding calendar
40 year; and Further Provided, however, That each of the preceding
41 per pupil amounts shall be adjusted by the Department of
42 Education on July 1, 2004; and annually thereafter by
43 multiplying said amounts by the ratio of the Building Cost Index
44 published by the McGraw-Hill Companies for the preceding
45 calendar year to such index for the next preceding calendar
46 year. Rated elementary pupil capacity or rated secondary pupil
47 capacity for any school building shall be the rated pupil
48 capacity determined on the basis of the method used by the
49 Department for school building reimbursement purposes during the
50 school year 1971-1972.

51 * * *

1 Section 772.1. Integrated Pest Management Programs.--* * *

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

5 "Department." The Department of Agriculture of the
6 Commonwealth.

7 "Integrated pest management plan." A plan which establishes
8 a sustainable approach to managing pests by combining
9 biological, cultural, physical and chemical tools in a way which
10 minimizes economic, health and environmental risks.

11 "Pest." An insect, rodent, nematode, fungus, weed or other
12 form of terrestrial or aquatic plant or animal life or virus,
13 bacteria or other microorganism, except viruses, bacteria or
14 other microorganisms on or in living man or other living
15 animals, declared to be a pest under section 25(c)(1) of the
16 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.
17 163, 7 U.S.C. § 136w).

18 "Pesticide." A substance or mixture of substances intended
19 for preventing, destroying, repelling or mitigating a pest and a
20 substance or mixture of substances intended for use as a plant
21 regulator, defoliant or desiccant.

22 "School." A school district, an intermediate unit, an area
23 [vocational-technical] career and technical school or any of
24 these entities acting jointly.

25 Section 772.2. Notification of Pesticide Treatments at
26 Schools.--* * *

27 (e) The following words and phrases when used in this
28 section shall have the meanings given to them in this subsection
29 unless the context clearly indicates otherwise:

30 "Applicator." A certified applicator, commercial applicator
31 or public applicator.

32 "Certified applicator." An individual who is certified under
33 section 16.1, 17 or 17.1 of the act of March 1, 1974 (P.L.90,
34 No.24), known as the "Pennsylvania Pesticide Control Act of
35 1973," as competent to use or supervise the use or application
36 of any pesticide.

37 "Commercial applicator." A certified applicator, whether or
38 not he is a private applicator with respect to some uses, who
39 uses or supervises the use of any pesticide on the property or
40 premises of another or on easements granted under State law, or
41 any applicator who uses or supervises the use of any restricted-
42 use pesticide on property owned or rented by him or his
43 employer, when not for purposes of producing an agricultural
44 product. The secretary may by regulation deem certain types of
45 applicators using any pesticide on their own property or that of
46 their employer as commercial applicators.

47 "Department." The Department of Agriculture of the
48 Commonwealth.

49 "Insect." Any of the numerous small invertebrate animals
50 generally having a more or less obviously segmented body, for
51 the most part belonging to the class Insecta, comprising six-

1 legged, usually winged forms, as, for example, beetles, bugs,
2 bees and flies, and to other allied classes of arthropods whose
3 members are wingless and usually have more than six (6) legs,
4 as, for example, spiders, mites, ticks, centipedes and wood
5 lice.

6 "Nematode." An invertebrate animal of the phylum
7 Nemathelminthes and class Nematoda, that is, unsegmented round
8 worms with elongated, fusiform or saclike bodies covered with
9 cuticle and inhabiting soil, water, plants or plant parts. The
10 term includes nemas and eelworms.

11 "Person." An individual, partnership, association,
12 corporation or any organized group of persons, whether
13 incorporated or not.

14 "Pest." An insect, rodent, nematode, fungus, weed or other
15 form of terrestrial or aquatic plant or animal life or virus,
16 bacteria or other microorganism, except viruses, bacteria or
17 other microorganisms on or in living man or other living
18 animals, declared to be a pest under section 25(c)(1) of the
19 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.
20 163, 7 U.S.C. § 136w).

21 "Pest control information sheet." A document which contains
22 the date of treatment, the name, address and telephone number of
23 the applicator, the pesticide utilized and any other information
24 that is required by the Secretary of Agriculture.

25 "Pesticide." A substance or mixture of substances intended
26 for preventing, destroying, repelling or mitigating a pest and a
27 substance or mixture of substances intended for use as a plant
28 regulator, defoliant or desiccant.

29 "Pesticide application technician." An individual employed
30 by a commercial applicator or governmental agency who, having
31 met the competency requirements as set forth in the act of March
32 1, 1974 (P.L.90, No.24), known as the "Pennsylvania Pesticide
33 Control Act of 1973," is registered by the Secretary of
34 Agriculture to apply pesticides under the direct supervision of
35 a certified applicator.

36 "Public applicator." A certified applicator who applies
37 pesticides as an employe of the Commonwealth or its
38 instrumentalities or a local agency.

39 "School." A school district, an intermediate unit or an area
40 [vocational-technical] career and technical school or any of
41 these entities acting jointly.

42 Section 776.1. Child Day-Care Centers in School Buildings.--
43 For purposes of the issuance or renewal of any license, or for
44 inspections, under section 1007 of the act of June 13, 1967
45 (P.L.31, No.21), known as the ["Public Welfare Code,"] "Human
46 Services Code," child day-care centers operated for school-age
47 children in public and private school buildings, buildings
48 utilized by intermediate units or area [vocational-technical]
49 career and technical school buildings which meet the physical
50 site requirements provided for by the department shall be deemed
51 to comply with any Department of [Public Welfare] Human Services

1 child day-care service requirements or regulation concerning
2 physical site requirements.

3 Section 909-A. [Vocational-Technical] Career and Technical
4 Education.--All powers and duties of county boards of school
5 directors with respect to vocational-technical education are
6 hereby transferred to intermediate unit boards of directors,
7 effective July 1, 1971; and all Commonwealth payments
8 theretofore paid to county boards of school directors on account
9 of vocational-technical education shall thereafter be paid to
10 intermediate unit boards of directors for career and technical
11 education.

12 Section 914-A. Powers and Duties of the Intermediate Unit
13 Board of Directors.--An intermediate unit board of directors
14 shall have the power and its duty shall be:

15 * * *

16 (16) To prepare and submit to the State Board [for
17 Vocational] of Career and Technical Education proposals for
18 arranging school districts of the intermediate unit into area
19 [vocational-technical] career and technical attendance areas or
20 any revisions thereof. A school district in an adjacent
21 intermediate unit may be included in such proposed attendance
22 area with the concurring approval of the board of school
23 directors of the school district and the intermediate unit to
24 which it belongs.

25 * * *

26 Section 1089. Business Administrator.--* * *

27 (f) For purposes of this section, the term "school entity"
28 shall mean a school district, intermediate unit or an area
29 [vocational-technical] career and technical school. The term
30 "governing board" shall mean the board of directors or joint
31 board of such entity.

32 Section 1101. Definitions.--As used in this article,

33 (1) The term "professional employe" shall include those who
34 are certificated as teachers, supervisors, supervising
35 principals, principals, assistant principals, vice-principals,
36 directors of [vocational] career and technical education, dental
37 hygienists, visiting teachers, home and school visitors, school
38 counselors, child nutrition program specialists, school
39 librarians, school secretaries the selection of whom is on the
40 basis of merit as determined by eligibility lists and school
41 nurses.

42 * * *

43 Section 1113. Transferred Programs and Classes.--* * *

44 (d) (1) As used in this section, the term "school entity"
45 or "school entities" shall mean an intermediate unit and its
46 participating school districts or an area [vocational-technical]
47 career and technical school and its sending school districts.

48 * * *

49 Section 1123. Rating System.--* * *

50 (e) Notwithstanding subsections (b), (c) and (d),
51 professional employes and temporary professional employes

1 serving as classroom teachers, principals and nonteaching
2 professional employes may be evaluated through the use of a
3 rating tool developed by an individual school district,
4 intermediate unit or area [vocational-technical] career and
5 technical school that the department has approved as meeting or
6 exceeding the measures of effectiveness established under this
7 section.

8 * * *

9 (i) All school districts, intermediate units and area
10 [vocational-technical] career and technical schools shall
11 provide to the department the aggregate results of all
12 professional employe and temporary professional employe,
13 principal and nonteaching professional employe evaluations.

14 * * *

15 (n) The requirements of this section shall apply to all
16 school districts, intermediate units and area [vocational-
17 technical] career and technical schools.

18 (o) For purposes of this section:

19 * * *

20 (2) The term "chief school administrator" shall include
21 individuals who are employed as a school district
22 superintendent, an executive director of an intermediate unit or
23 a chief school administrator of an area [vocational-technical]
24 career and technical school.

25 * * *

26 (8) The term "principal" shall include a building principal,
27 an assistant principal, a vice principal or a director of
28 [vocational] career and technical education.

29 * * *

30 Section 1141. Definitions.--For the purposes of this
31 subdivision.--

32 (1) "Teacher" shall include all professional employes and
33 temporary professional employes, who devote fifty per centum
34 (50%) of their time, or more, to teaching or other direct
35 educational activities, such as classroom teachers,
36 demonstration teachers, museum teachers, counsellors,
37 librarians, school nurses, dental hygienists, home and school
38 visitors, and other similar professional employes and temporary
39 professional employes, certificated in accordance with the
40 qualifications established by the State Board of Education.

41 (2) "Service increments" shall mean increases in annual
42 salary granted to all professional employes by reason of their
43 years of service in the school district or [vocational] career
44 and technical school district.

45 (3) "Standard certificate" shall mean any one of the
46 following certificates: permanent State certificate, State
47 Normal School certificate, State Normal School diploma,
48 temporary standard certificate, permanent standard certificate,
49 State standard limited certificate, temporary extension standard
50 certificate, permanent extension standard certificate.

51 (4) "College certificate" shall mean a college provisional

1 certificate, a college permanent certificate, or its equivalent.

2 (5) "Master's Degree" shall mean a degree secured at a
3 college or university approved by the Department of [Public
4 Instruction] Education.

5 The State Board of Education shall establish equivalents for
6 both college certificates and master's degrees. In determining
7 the equivalents, in the case of teachers of applied arts and
8 [vocational] career and technical subjects, the State Board of
9 Education shall give due consideration to practical experience
10 in the field taught.

11 Section 1142. Minimum Salaries and Increments.--(a) Except
12 as hereinafter otherwise provided, all school districts and
13 [vocational] career and technical school districts shall pay all
14 regular and temporary teachers, supervisors, directors and
15 coordinators of [vocational] career and technical education,
16 psychologists, teachers of classes for exceptional children,
17 supervising principals, [vocational] career and technical
18 teachers, and principals in the public schools of the district
19 the minimum salaries and increments for the school year 1968-
20 1969 and each school year thereafter, as provided in the
21 following tabulation in accordance with the column in which the
22 professional employe is grouped and the step which the
23 professional employe has attained by years of experience within
24 the school district each step after step 1 constituting one year
25 of service. When a school district, by agreement, places a
26 professional employe on a step in the salary scale, each step
27 thereafter shall constitute one year of service. When a district
28 adopts a salary scale in excess of the mandated scale, it shall
29 not be deemed to have altered or increased the step which the
30 employe has gained through years of service.

31 (b) Professional employes shall be grouped in the following
32 columns:

33 Class A. Teachers holding a standard certificate valid for
34 the subject or grades in which the teacher is giving
35 instruction.

36 Class B. Teachers holding a college certificate valid for the
37 subjects or grades in which the teacher is giving instruction.

38 Class C. Teachers of classes approved by the Department of
39 [Public Instruction] Education for exceptional children holding
40 a standard certificate valid for the subjects or grades in which
41 the teacher is giving instruction.

42 Class D. Teachers of classes approved by the Department of
43 [Public Instruction] Education for exceptional children holding
44 a college certificate valid for the subjects or grades in which
45 the teacher is giving instruction.

46 Class E. Supervisors, directors and coordinators of
47 [vocational] career and technical education, who devote one-half
48 or more of their time to supervision of instruction, and
49 psychologists, holding a standard or college certificate.

50 Class F. Principals, who devote one-half or more of their
51 time to supervision and administration and having less than

1 twenty (20) teachers under their supervision, who hold a
2 standard certificate, or college certificate.

3 Class G. Such principals, having twenty (20) or more
4 teachers under their supervision, but less than forty (40), and
5 who hold a standard certificate, or college certificate.

6 Class H. Such principals, having forty (40) or more teachers
7 under their supervision, but less than sixty (60), and who hold
8 a standard certificate, or college certificate.

9 Class I. Such principals, having sixty (60) or more but less
10 than eighty (80) teachers under their supervision, and who hold
11 a standard certificate, or college certificate.

12 Class J. Such principals, having eighty (80) or more
13 teachers under their supervision, and who hold a standard
14 certificate, or college certificate.

15 Class K. Supervising principals, having less than forty (40)
16 teachers under their supervision, and who hold a standard
17 certificate, or college certificate.

18 Class L. Supervising principals, having forty (40) or more
19 teachers under their supervision, but less than sixty (60), who
20 hold a standard certificate, or college certificate.

21 Class M. Supervising principals, having sixty (60) or more
22 but less than eighty (80) teachers under their supervision, and
23 who hold a standard certificate, or college certificate.

24 Class N. Supervising principals, having eighty (80) or more
25 but less than one hundred (100) teachers under their
26 supervision, and who hold a standard certificate, or college
27 certificate.

28 Class O. Supervising principals, having one hundred (100) or
29 more teachers under their supervision, and who hold a standard
30 certificate or college certificate.

31 Class P. [Vocational] Career and technical teachers, holding
32 a standard or college certificate valid for the subjects or
33 grades in which the teacher is giving instruction, and who is
34 employed for the entire calendar year because of seasonal
35 activities.

36 * * *

37 Section 1142.1. Minimum Salaries for Teachers.--* * *

38 (d) For purposes of this section, the following terms shall
39 have the following meanings:

40 "Board of school directors" shall mean board of school
41 directors, intermediate unit board of directors and area
42 [vocational-technical] career and technical board.

43 "School district" shall mean school district, intermediate
44 unit and area [vocational-technical] career and technical
45 school.

46 "Teacher" shall mean classroom teachers and all others
47 included within the definition of "teacher" in section 1141,
48 including speech correctionists and instructional department
49 chairmen employed by a school district.

50 Section 1144.1. Teachers of Applied Arts and [Vocational]
51 Career and Technical Subjects.--Teachers of applied arts and

1 [vocational] career and technical subjects who hold a standard
2 certificate shall be entitled to the same minimum salary and
3 increments as teachers who hold a college certificate.

4 Teachers of applied arts and [vocational] career and
5 technical subjects who hold a standard certificate and have
6 earned an additional thirty (30) semester hours of credit in
7 professional education in the teaching field in which said
8 teacher is engaged or related thereto shall be entitled to the
9 same minimum salary and increments as teachers holding a
10 Master's Degree.

11 Section 1145. Minimum Salaries for Teachers With Emergency
12 Certificates.--In all school districts [and vocational school
13 districts], the minimum annual salary of teachers, who hold only
14 emergency certificates for any grade or subject which they
15 teach, shall be one thousand six hundred dollars (\$1600).

16 Section 1146. Part-time Teachers, etc.--The minimum salary
17 of all part-time teachers, supervisors and principals shall be
18 as follows:

19 * * *

20 (4) [Vocational] Career and Technical Extension Education.

21 (a) Teachers and supervisors in approved programs of
22 [vocational] career and technical adult extension education,
23 four dollars (\$4.00) per hour.

24 (b) All part-time teachers and supervisors in approved
25 [vocational] career and technical extension education shall be
26 limited to a maximum of ten (10) hours per week at the rate of
27 four dollars (\$4.00) per hour. When hours in excess of ten (10)
28 hours per week are assigned the hourly rate shall be adjusted by
29 the district to conform with the established schedule but shall
30 be not less than one dollar and seventy-five cents (\$1.75) per
31 hour.

32 * * *

33 Section 1164. Compensation Plans for School
34 Administrators.--(a) As used in this section, the following
35 words will have the following meanings:

36 "Administrative compensation" shall mean administrator
37 salaries and fringe benefits and shall include any board
38 decision that directly affects administrator compensation such
39 as administrative evaluation and early retirement programs.

40 "School administrator" shall mean any employe of the school
41 entity below the rank of district superintendent, executive
42 director, director of [vocational-technical] career and
43 technical school, assistant district superintendent or assistant
44 executive director, but including the rank of first level
45 supervisor, who by virtue of assigned duties is not in a
46 bargaining unit of public employes as created under the act of
47 July 23, 1970 (P.L.563, No.195), known as the "Public Employe
48 Relations Act." However, this definition shall not apply to
49 anyone who has the duties and responsibilities of the position
50 of business manager or personnel director, but not to include
51 principals.

1 "School employer" shall mean a board of school directors, the
2 area [vocational-technical] career and technical school board of
3 directors or the intermediate unit board of school directors as
4 defined in this act.

5 * * *

6 Section 1166. Persons Entitled.--(a) Any person employed in
7 the public school system of this Commonwealth who has completed
8 ten (10) years of satisfactory service as a professional employe
9 or member of the supervisory, instructional or administrative
10 staff, or as a commissioned officer, of any board of school
11 directors, county board of school directors, or any other part
12 of the public school system of the Commonwealth, shall be
13 entitled to a leave of absence for professional development or a
14 sabbatical leave for restoration of health or, at the discretion
15 of the board of school directors, for other purposes. At least
16 five consecutive years of such service shall have been in the
17 school district from which leave of absence for professional
18 development or sabbatical leave for restoration of health is
19 sought, unless the board of school directors shall in its
20 discretion allow a shorter time: Provided, however, That in the
21 case of professional employes of area [vocational-technical]
22 career and technical schools or technical institutes prior
23 service in the participating school districts shall be credited
24 toward such service requirement. A leave of absence for
25 professional development or sabbatical leave for restoration of
26 health shall be for a half or full school term or for two half
27 school terms during a period of two years, at the option of such
28 person: Provided, however, if a sabbatical leave is requested
29 because of the illness of an employe, a leave shall be granted
30 for a period equivalent to a half or full school term or
31 equivalent to two half school terms during a period of two
32 years: Provided further, That if a sabbatical leave for
33 restoration of health or a leave of absence for professional
34 development for one half school term or its equivalent has been
35 granted and the employe is unable to return to school service
36 because of illness or physical disability, the employe, upon
37 written request prior to the expiration of the original leave,
38 shall be entitled to a further leave for one half school term or
39 its equivalent: Provided further, That if a leave for a full
40 school term or its equivalent has been granted and the employe
41 is unable to return to school service because of illness or
42 physical disability, the board of school directors may extend
43 such leave for such periods as it may determine but not to
44 exceed one full school term or its equivalent. Thereafter, one
45 leave of absence for professional development or a sabbatical
46 leave for restoration of health shall be allowed after each
47 seven years of service.

48 * * *

49 Section 1176. Leave of Absence.--

50 (a) Any employe of any school district, who shall have been
51 regularly employed by any school district or [vocational school

1 district] career and technical school for any period, and who
2 shall volunteer for military service in the armed forces of the
3 United States of America in time of war or during a state of
4 national emergency or who shall be inducted for military service
5 in the Armed Forces of the United States of America at any time,
6 shall, within thirty (30) days after the receipt of notice to
7 report for duty, send a copy of such notice to the secretary of
8 the school board by which he is employed.

9 * * *

10 Section 12. Section 1183(d) of the act, added October 24,
11 2018 (P.L.736, No.119), is amended to read:

12 Section 1183. Military Parent Student Support.--* * *

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

16 "Public school entity." Any public school, including a
17 school district, charter school, regional charter school, cyber
18 charter school, intermediate unit or area [vocational-technical]
19 career and technical school operating within this Commonwealth.

20 Section 13. Section 1195(h) of the act is amended to read:

21 Section 1195. Distinguished Educators Program.--* * *

22 (h) Any school district, intermediate unit or area
23 [vocational-technical] career and technical school may grant
24 leave to a Distinguished Educator to serve under and in
25 accordance with the provisions of this article.

26 * * *

27 Section 14. The definition of "school entity" in section
28 1101-A of the act is amended to read:

29 Section 1101-A. Definitions.--When used in this article, the
30 following words and phrases shall have the following meanings:

31 * * *

32 "School entity" shall mean a public school district,
33 intermediate unit or area [vocational-technical] career and
34 technical school.

35 * * *

36 Section 15. The definition of "public school" in section
37 1101-B of the act is amended to read:

38 Section 1101-B. Definitions.

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

42 * * *

43 "Public school." A school operated by a school district,
44 intermediate unit, charter school, cyber charter school or an
45 area [vocational-technical] career and technical school.

46 Section 16. Sections 1105-B(c)(1)(i), 1201.1(a) introductory
47 paragraph, (2), (5) and (7) and 1204.1(a) of the act are amended
48 to read:

49 Section 1105-B. Repayment.

50 * * *

51 (c) Waiver of repayment.--Upon the application of the

1 eligible teacher, the department:

2 (1) Shall waive the repayment requirement if the
3 department finds that the teacher was unable to complete the
4 process or meet the requirements of section 1104-B(b) due to:

5 (i) administrative action on the part of the school
6 district or area [vocational-technical] career and
7 technical school for other than causes enumerated in
8 section 1122;

9 * * *

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

15 * * *

16 (2) The chief school administrator of a school district, an
17 area [vocational-technical] career and technical school or an
18 intermediate unit may issue a Substitute Teaching Permit for
19 Prospective Teachers to an uncertified individual meeting the
20 requirements of clause (1) who provides verification of the
21 individual's enrollment status under paragraph (1)(i) and
22 completed hours under paragraph (1)(ii).

23 * * *

24 (5) The individual shall receive a salary fixed by the
25 governing body of the school district, area [vocational-
26 technical] career and technical school or intermediate unit.

27 * * *

28 (7) The Department of Education shall provide an annual
29 report on the use of the permits under this section to the
30 chairperson and minority chairperson of the Education Committee
31 of the Senate and the chairperson and minority chairperson of
32 the Education Committee of the House of Representatives. To
33 complete the report, the department shall annually survey school
34 districts, [vocational-technical] career and technical schools
35 and intermediate units.

36 * * *

37 Section 1204.1. Standard Employment Application.--(a) The
38 Secretary of Education, in consultation with organizations
39 representing school administrators, including personnel
40 administrators, teachers and school boards, shall develop a
41 standard employment application form for use by individuals
42 eligible for or in possession of instructional, [vocational]
43 career and technical instructional, intern or [vocational]
44 career and technical intern teaching certificates in making
45 application for employment with school districts within this
46 Commonwealth.

47 * * *

48 Section 17. Section 1204.2 of the act, amended June 22, 2018
49 (P.L.241, No.39), is amended to read:

50 Section 1204.2. [Vocational] Career and Technical
51 Instructional Certificate.--(a) The Secretary of Education may

1 grant a certificate under this section to every person who
2 presents to the Department of Education satisfactory evidence of
3 good moral character and who has completed such work in
4 [vocational] career and technical education as may be required
5 by the standards of the State Board of Education.

6 (b) In addition to other requirements promulgated by the
7 State Board of Education, the State Board of Education shall
8 require an applicant to present evidence of at least four (4)
9 years of wage-earning experience in the occupation to be taught
10 in order for the Secretary of Education to grant the applicant a
11 [Vocational] Career and Technical Intern Certificate under 22
12 Pa. Code § 49.151 (relating to eligibility and criteria).

13 (c) Notwithstanding any other requirement promulgated by the
14 State Board of Education, the State Board of Education shall not
15 require an applicant to have completed more than eighteen (18)
16 credit hours in an approved program of [vocational] career and
17 technical teacher education in order for the Secretary of
18 Education to grant the applicant a [Vocational] Career and
19 Technical Instructional I Certificate under 22 Pa. Code § 49.142
20 (relating to Vocational Instructional I), which certificate
21 shall entitle the individual to teach for eight (8) annual
22 school terms.

23 (d) Notwithstanding any other requirement promulgated by the
24 State Board of Education, the State Board of Education shall not
25 require an applicant to have completed more than sixty (60)
26 total credit hours in an approved program of [vocational] career
27 and technical teacher education in order for the Secretary of
28 Education to grant the applicant a [Vocational] Career and
29 Technical Instructional II Certificate under 22 Pa. Code §
30 49.143 (relating to Vocational Instructional II). Credit hours
31 in an approved program of [vocational] career and technical
32 teacher education completed by the applicant toward the
33 fulfillment of the requirements for a [Vocational] Career and
34 Technical Instructional I Certificate shall be counted toward
35 the total credit hours required for a [Vocational] Career and
36 Technical Instructional II Certificate.

37 (e) The Department of Education shall form a professional
38 advisory committee for the purposes of reviewing [vocational]
39 career and technical instructional certification program
40 guidelines every five (5) years to ensure that the requirements
41 for program design and delivery pertain to the professional
42 responsibilities of a [vocational] career and technical
43 educator. The professional advisory committee shall, at a
44 minimum, include representatives whose primary responsibility is
45 teaching occupational skills in State-approved [vocational]
46 career and technical education programs.

47 Section 18. Sections 1205.1(f)(2), 1205.2(n.1)(2) and (o),
48 1205.4(d), 1205.5(g) and (h)(2), 1205.6(b), 1207.1(d)(1)
49 introductory paragraph, 1217(a)(2)(i) and (c) and 1317.2(a),
50 (b), (c), (e) and (f) introductory paragraph of the act are
51 amended to read:

1 Section 1205.1. Continuing Professional Development.--* * *

2 (f) * * *

3 (2) Notwithstanding this subsection, the provisions of
4 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that
5 candidates for appointment as a district superintendent or
6 assistant district superintendent and candidates for
7 administrative and [vocational] career and technical director
8 certificates complete a leadership development program that
9 meets the Pennsylvania school leadership standards under section
10 1217 shall not be suspended.

11 Section 1205.2. Program of Continuing Professional
12 Education.--* * *

13 (n.1) * * *

14 (2) Notwithstanding this subsection, the provisions of
15 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that
16 candidates for appointment as a district superintendent or
17 assistant district superintendent and candidates for
18 administrative and [vocational] career and technical director
19 certificates complete a leadership development program that
20 meets the Pennsylvania school leadership standards under section
21 1217 shall not be suspended.

22 * * *

23 (o) Definitions.--As used in this section, the following
24 words and phrases shall have the meanings given to them in this
25 subsection:

26 "Approved provider" is an institution of higher education,
27 school entity, individual, corporation, partnership, limited
28 liability company or association approved by the department to
29 provide continuing professional education credits or hours under
30 this section. Provided, a school entity may approve a provider
31 of continuing professional education credits or hours in
32 accordance with department guidelines.

33 "Area of a professional educator's assignment or
34 certification" shall mean any component of the education
35 profession as it relates to the current job title or description
36 of the professional educator or to any area of certification
37 listed on the professional employe's Pennsylvania certification
38 or to the type of certificate or endorsement held by the
39 professional educator.

40 "Collegiate studies" shall mean a formal program or course of
41 study at an institution of higher education leading to the award
42 of academic credit.

43 "Compliance period" shall mean the period of time in which a
44 professional educator must satisfactorily complete continuing
45 professional education as required under subsection (a) and
46 which concludes every five years beginning:

47 (1) July 1, 2000, for those professional educators who were
48 issued a State certificate prior to July 1, 2000; or

49 (2) on the date on which the professional educator is issued
50 a State certificate for those professional educators who were
51 certified after July 1, 2000.

1 "Continuing professional education courses" shall mean
2 courses for credit, other than collegiate studies, conducted by
3 providers approved by the department.

4 "Professional educator" shall mean an individual who holds a
5 Pennsylvania teacher, educational specialist or administrative
6 certification or letter of eligibility.

7 "School entity" shall mean a school district, an intermediate
8 unit, a joint school district, an area [vocational-technical]
9 career and technical school, a charter school[, the Scotland
10 School for Veterans' Children] and the Scranton School for the
11 Deaf or any of these acting jointly.

12 Section 1205.4. CPR Instruction.--* * *

13 (d) For purposes of this section, a school entity shall be
14 defined as a local school district, intermediate unit or area
15 [vocational-technical] career and technical school.

16 Section 1205.5. Continuing Professional Education for School
17 or System Leaders.--* * *

18 (g) For the purpose of this section, the term "school or
19 system leader" shall mean an individual who serves on a
20 certificate as a principal, vice principal, assistant principal,
21 superintendent, assistant superintendent, intermediate unit
22 executive director, assistant intermediate unit executive
23 director or director of an area [vocational-technical] career
24 and technical school.

25 (h) * * *

26 (2) Notwithstanding this subsection, the provisions of
27 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that
28 candidates for appointment as a district superintendent or
29 assistant district superintendent and candidates for
30 administrative and [vocational] career and technical director
31 certificates complete a leadership development program that
32 meets the Pennsylvania school leadership standards under section
33 1217 shall not be suspended.

34 Section 1205.6. Child Abuse Recognition and Reporting
35 Training.--* * *

36 (b) Definitions.--As used in this section, the following
37 words and phrases shall have the meanings given to them in this
38 subsection unless the context clearly indicates otherwise:

39 "Abuse." Conduct that falls under the purview and reporting
40 requirements of 23 Pa.C.S. Ch. 63 (relating to child protective
41 services) and is directed toward or against a child or student,
42 regardless of the age of the child or student.

43 "Direct contact with children." The possibility of care,
44 supervision, guidance or control of children or routine
45 interaction with children.

46 "School entity." A public school, charter school, cyber
47 charter school, private school, nonpublic school, intermediate
48 unit or area [vocational-technical] career and technical school.

49 "Sexual misconduct." Any act, including, but not limited to,
50 any verbal, nonverbal, written or electronic communication or
51 physical activity, directed toward or with a child or student

1 that is designed to establish a romantic or sexual relationship
2 with the child or student. Such acts include, but are not
3 limited to:

- 4 (1) Sexual or romantic invitation.
- 5 (2) Dating or soliciting dates.
- 6 (3) Engaging in sexualized or romantic dialog.
- 7 (4) Making sexually suggestive comments.
- 8 (5) Self-disclosure or physical exposure of a sexual,
9 romantic or erotic nature.

10 (6) Any sexual, indecent, romantic or erotic contact with
11 the child or student.

12 Section 1207.1. Postbaccalaureate Certification.--* * *

13 (d) (1) Notwithstanding any other provision of law, no
14 person shall be granted an administrative certificate or a
15 [vocational] career and technical director certificate by the
16 Department of Education unless:

17 * * *

18 Section 1217. Pennsylvania School Leadership Standards.--(a)
19 Programs provided under section 1205.5(c) and (d) to prepare
20 school or system leaders and for purposes of issuing
21 administrator certificates or letters of eligibility and
22 approved programs for the induction and continuing professional
23 education of school or system leaders shall address:

24 * * *

25 (2) The following corollary standards:

26 (i) Creating a culture of teaching and learning with an
27 emphasis on learning, including teaching and learning in
28 manufacturing and [vocational] career and technical fields.

29 * * *

30 (c) For the purpose of this section, the term "school or
31 system leader" shall mean an individual who serves on a
32 certificate as a principal, vice principal, assistant principal,
33 superintendent, assistant superintendent, intermediate unit
34 executive director, assistant intermediate unit executive
35 director or director of an area [vocational-technical] career
36 and technical school.

37 Section 1317.2. Possession of Weapons Prohibited.--(a)
38 Except as otherwise provided in this section, a school district
39 or area [vocational-technical] career and technical school shall
40 expel, for a period of not less than one year, any student who
41 is determined to have brought onto or is in possession of a
42 weapon on any school property, any school-sponsored activity or
43 any public conveyance providing transportation to a school or
44 school-sponsored activity.

45 (b) Every school district and area [vocational-technical]
46 career and technical school shall develop a written policy
47 regarding expulsions for possession of a weapon as required
48 under this section. Expulsions shall be conducted pursuant to
49 all applicable regulations.

50 (c) The superintendent of a school district or an
51 administrative director of an area [vocational-technical] career

1 and technical school may recommend modifications of such
2 expulsion requirements for a student on a case-by-case basis.
3 The superintendent or other chief administrative officer of a
4 school entity shall, in the case of an exceptional student, take
5 all steps necessary to comply with the Individuals with
6 Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400
7 et seq.).

8 * * *

9 (e) Nothing in this section shall be construed as limiting
10 the authority or duty of a school or area [vocational-technical]
11 career and technical school to make an alternative assignment or
12 provide alternative educational services during the period of
13 expulsion.

14 * * *

15 (f) All school districts and area [vocational-technical]
16 career and technical schools shall report all incidents
17 involving possession of a weapon prohibited by this section as
18 follows:

19 * * *

20 Section 19. The definition of "educational entity" in
21 section 1326 of the act, amended June 22, 2018 (P.L.241, No.39),
22 is amended to read:

23 Section 1326. Definitions.--When used in this article, the
24 following words and phrases shall have the following meanings:

25 * * *

26 "Educational entity" shall mean a public school district,
27 charter school, regional charter school, cyber charter school or
28 area [vocational-technical] career and technical school.

29 * * *

30 Section 20. Sections 1327(a), 1361(1) and 1381 of the act
31 are amended to read:

32 Section 1327. Compulsory School Attendance.--(a) Except as
33 hereinafter provided, every child of compulsory school age
34 having a legal residence in this Commonwealth, as provided in
35 this article, and every migratory child of compulsory school
36 age, is required to attend a day school in which the subjects
37 and activities prescribed by the standards of the State Board of
38 Education are taught in the English language. In lieu of such
39 school attendance, any child fifteen years of age with the
40 approval of the district superintendent and the approval of the
41 Secretary of Education, and any child sixteen years of age with
42 the approval of the district superintendent of schools, may
43 enroll as a day student in a private trade school or in a
44 private business school licensed by the Department of Education,
45 or in a trade or business school, or department operated by a
46 local school district or districts. Such modified program
47 offered in a public school must meet the standards prescribed by
48 the State Board of Education or the State Board [for Vocational]
49 of Career and Technical Education. Except as hereinafter
50 provided, every parent, guardian, or other person having control
51 or charge of any child or children of compulsory school age is

1 required to send such child or children to a day school in which
2 the subjects and activities prescribed by the standards of the
3 State Board of Education are taught in the English language.
4 Such parent, guardian, or other person having control or charge
5 of any child or children, fifteen or sixteen years of age, in
6 accordance with the provisions of this act, may send such child
7 or children to a private trade school or private business school
8 licensed by the Department of Education, or to a trade or
9 business school, or department operated by a local school
10 district or districts. Such modified program offered in a public
11 school must meet the standards prescribed by the State Board of
12 Education or the State Board [for Vocational] of Career and
13 Technical Education. Such child or children shall attend such
14 school continuously through the entire term, during which the
15 public schools in their respective districts shall be in
16 session, or in cases of children of migrant laborers during the
17 time the schools are in session in the districts in which such
18 children are temporarily domiciled. The financial responsibility
19 for the education of such children of migrant laborers shall
20 remain with the school district in which such children of
21 migrant laborers are temporarily domiciled; except in the case
22 of special schools or classes conducted by an intermediate unit
23 and approved by the Department of Education or conducted by the
24 Department of Education. The certificate of any principal or
25 teacher of a private school, or of any institution for the
26 education of children, in which the subjects and activities
27 prescribed by the standards of the State Board of Education are
28 taught in the English language, setting forth that the work of
29 said school is in compliance with the provisions of this act,
30 shall be sufficient and satisfactory evidence thereof. Regular
31 daily instruction in the English language, for the time herein
32 required, by a properly qualified private tutor, shall be
33 considered as complying with the provisions of this section. For
34 the purposes of this section, "properly qualified private tutor"
35 shall mean a person who is certified by the Commonwealth of
36 Pennsylvania to teach in the public schools of Pennsylvania; who
37 is teaching one or more children who are members of a single
38 family; who provides the majority of the instruction to such
39 child or children; and who is receiving a fee or other
40 consideration for such instructional services. No person who
41 would be disqualified from school employment by the provisions
42 of subsection (e) of section 111 may be a private tutor, as
43 provided for in this section. The private tutor must file a copy
44 of his Pennsylvania certification and the required criminal
45 history record with the student's district of residence
46 superintendent.

47 * * *

48 Section 1361. When Provided.--(1) The board of school
49 directors in any school district may, out of the funds of the
50 district, provide for the free transportation of any resident
51 pupil to and from the kindergarten, elementary school, or

1 secondary school in which he is lawfully enrolled, provided that
2 such school is not operated for profit and is located within the
3 district boundaries or outside the district boundaries at a
4 distance not exceeding ten miles by the nearest public highway,
5 except that such ten-mile limit shall not apply to area
6 [vocational technical] career and technical schools which
7 regularly serve eligible district pupils or to special schools
8 and classes approved by the Department of Education, and to and
9 from any points within or without the Commonwealth in order to
10 provide field trips for any purpose connected with the
11 educational pursuits of the pupils. When provision is made by a
12 board of school directors for the transportation of public
13 school pupils to and from such schools or to and from any points
14 within or without the Commonwealth in order to provide field
15 trips as herein provided, the board of school directors shall
16 also make identical provision for the free transportation of
17 pupils who regularly attend nonpublic kindergarten, elementary
18 and high schools not operated for profit to and from such
19 schools or to and from any points within or without the
20 Commonwealth in order to provide field trips as herein provided.
21 Such transportation of pupils attending nonpublic schools shall
22 be provided during regular school hours on such dates and
23 periods that the nonpublic school not operated for profit is in
24 regular session, according to the school calendar officially
25 adopted by the directors of the same in accordance with
26 provisions of law. The board of school directors shall provide
27 such transportation whenever so required by any of the
28 provisions of this act or of any other act of Assembly.

29 * * *

30 Section 1381. Higher Education for Blind or Deaf Students.--
31 The Department of [Public Instruction] Education is authorized
32 to make provision for defraying the necessary expense of any
33 students who are blind or deaf and are regularly enrolled
34 students pursuing any course of study, profession, art, or
35 science in any university, college, conservatory of music,
36 normal, professional, or [vocational] career and technical
37 school approved by the Department of [Public Instruction]
38 Education, and who are residents of [the] this Commonwealth.
39 Before any contract is entered into, the Department of [Public
40 Instruction] Education shall make a careful investigation of all
41 circumstances surrounding the case. If, after such
42 investigation, it appears that any [blind or deaf] student who
43 is deaf or blind who desires to attend any such school or
44 institution, or who is attending such school or institution,
45 seems to be fitted for special work, the Department of [Public
46 Instruction] Education is authorized to expend the necessary
47 amount, out of the general sum appropriated for this purpose,
48 not to exceed five hundred dollars (\$500) per year for each such
49 [blind or deaf] student who is deaf or blind.

50 Section 21. The definitions of "chief school administrator"
51 and "school entity" in section 1301-A of the act are amended to

1 read:

2 Section 1301-A. Definitions.--As used in this article,
3 "Chief school administrator" shall mean the superintendent of
4 a public school district, superintendent of an area [vocational-
5 technical] career and technical school, executive director of an
6 intermediate unit or chief executive officer of a charter
7 school.

8 * * *

9 "School entity" shall mean any public school district,
10 intermediate unit, area [vocational-technical] career and
11 technical school or charter school.

12 * * *

13 Section 22. The definition of "school entity" in section
14 1301-C of the act, amended July 2, 2019 (P.L.406, No.67), is
15 amended to read:

16 Section 1301-C. Definitions.

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

20 * * *

21 "School entity." A school district, intermediate unit, area
22 [vocational-technical] career and technical school, charter
23 school or private residential rehabilitative institution.

24 * * *

25 Section 23. The definition of "school entity" in section
26 1302-D of the act, added June 22, 2018 (P.L.327, No.44), is
27 amended to read:

28 Section 1302-D. Definitions.

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

32 * * *

33 "School entity." A school district, charter school, cyber
34 charter school, private school, nonpublic school, intermediate
35 unit or area [vocational-technical] career and technical school
36 operating within this Commonwealth.

37 Section 24. Sections 1414.1(d), 1414.2(j), 1414.3(e),
38 1414.4(d), 1414.5(d), 1423(l), 1424(c) and 1505(e) of the act
39 are amended to read:

40 Section 1414.1. Possession and Use of Asthma Inhalers and
41 Epinephrine Auto-Injectors.--* * *

42 (d) As used in this section, "school entity" means a school
43 district, intermediate unit, charter school or area [vocational-
44 technical] career and technical school.

45 * * *

46 Section 1414.2. School Access to Emergency Epinephrine.--* *
47 *

48 (j) As used in this section, "school entity" means a school
49 district, intermediate unit, charter school, cyber charter
50 school, regional charter school or area [vocational-technical]
51 career and technical school.

1 Section 1414.3. Education of School Employes in Diabetes
2 Care and Management.--* * *

3 (e) For purposes of this section, "school entity" means a
4 school district, intermediate unit, area [vocational-technical]
5 career and technical school, charter school or cyber charter
6 school.

7 Section 1414.4. Diabetes Care in Schools.--* * *

8 (d) For purposes of this section:

9 "School bus" means a school bus as defined in 75 Pa.C.S. §
10 102 (relating to definitions).

11 "School entity" means a school district, intermediate unit,
12 area [vocational-technical] career and technical school, charter
13 school or cyber charter school.

14 "School vehicle" means a school vehicle as defined in 75
15 Pa.C.S. § 102.

16 Section 1414.5. Possession and Use of Diabetes Medication
17 and Monitoring Equipment.--* * *

18 (d) For purposes of this section, the following terms shall
19 have the following meanings:

20 "School entity" means a school district, intermediate unit,
21 area [vocational-technical] career and technical school, charter
22 school or cyber charter school.

23 "Diabetes medication" means glucagon and insulin.

24 Section 1423. Automatic External Defibrillators.--* * *

25 (l) As used in this section--

26 "Automatic external defibrillator" means a portable device
27 that uses electric shock to restore a stable heart rhythm to an
28 individual in cardiac arrest.

29 "Department" means the Department of Education of the
30 Commonwealth.

31 "Nonpublic school" means a nonprofit school, other than a
32 public school within this Commonwealth, wherein a resident of
33 this Commonwealth may legally fulfill the compulsory school
34 attendance requirements of this act and which meets the
35 applicable requirements of Title VI of the Civil Rights Act of
36 1964 (Public Law 88-352, 78 Stat. 241).

37 "School building" means a building owned by or under the
38 control of a school entity or nonpublic school where classes are
39 taught or extracurricular activities are conducted on a regular
40 basis.

41 "School entity" means an area [vocational-technical] career
42 and technical school, a charter school, a cyber charter school,
43 an intermediate unit or a school district.

44 "Secretary" means the Secretary of Education of the
45 Commonwealth.

46 Section 1424. Cardiopulmonary Resuscitation.--* * *

47 (c) As used in this section, "school entity" means an area
48 [vocational-technical] career and technical school, a charter
49 school, a cyber charter school, an intermediate unit, a
50 nonpublic school or a school district.

51 Section 1505. Secretary Declaration of Emergencies.--* * *

1 (e) As used in this section, the following words and phrases
2 shall have the meanings given to them in this subsection unless
3 the context clearly indicates otherwise:

4 "Charter school entity" shall mean a charter school, regional
5 charter school or cyber charter school.

6 "Department" shall mean the Department of Education of the
7 Commonwealth.

8 "School entity" shall mean a school district, area
9 [vocational-technical] career and technical school or
10 intermediate unit.

11 Section 25. The definition of "public school entity" in
12 section 1506(h) of the act, added July 2, 2019 (P.L.396, No.64),
13 is amended to read:

14 Section 1506. Flexible Instructional Days.--* * *

15 (h) As used in this section, the following words and phrases
16 shall have the meanings given to them in this subsection:

17 * * *

18 "Public school entity" shall mean any of the following:

19 (1) A school district.

20 (2) An intermediate unit.

21 (3) An area [vocational-technical] career and technical
22 school.

23 (4) A charter school or regional charter school, as defined
24 in section 1703-A.

25 * * *

26 Section 26. Sections 1517(f), 1526(d) and 1527(c) of the act
27 are amended to read:

28 Section 1517. Fire and Emergency Evacuation Drills.--* * *

29 (f) As used in this section, the following words and phrases
30 shall have the meanings given to them in this subsection:

31 "Chief school administrator" shall mean the superintendent of
32 a school district, superintendent of an area [vocational-
33 technical] career and technical school, executive director of an
34 intermediate unit or chief executive officer of a charter school
35 or regional charter school.

36 "School entity" shall mean an area [vocational-technical]
37 career and technical school, school district, intermediate unit,
38 charter school or regional charter school.

39 "School security drill" shall mean a planned exercise, other
40 than a fire drill or natural disaster drill, designed to
41 practice procedures to respond to an emergency situation that
42 may include, but is not limited to, an act of terrorism, armed
43 intruder situation or other violent threat.

44 Section 1526. Youth Suicide Awareness and Prevention.--* * *

45 (d) As used in this section, the following words and phrases
46 shall have the meanings given to them in this subsection unless
47 the context clearly indicates otherwise:

48 "Department." The Department of Education of the
49 Commonwealth.

50 "Nonpublic school." A nonprofit school, other than a school
51 entity, wherein a resident of this Commonwealth may legally

1 fulfill the compulsory school attendance requirements of this
2 act and which meets the requirements of Title VI of the Civil
3 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

4 "Professional educator." As defined in section 1205.2(o).

5 "School entity." A school district, joint school district,
6 charter school, regional charter school, cyber charter school,
7 intermediate unit or area [vocational-technical] career and
8 technical school.

9 "Secretary." The Secretary of Education of the Commonwealth.

10 Section 1527. Child Exploitation Awareness Education.--* * *

11 (c) As used in this section, the following words and phrases
12 shall have the meanings given to them in this subsection unless
13 the context clearly indicates otherwise:

14 "Department." The Department of Education of the
15 Commonwealth.

16 "Nonpublic school." A nonprofit school, other than a school
17 entity, wherein a resident of this Commonwealth may legally
18 fulfill the compulsory school attendance requirements of this
19 act and which meets the requirements of Title VI of the Civil
20 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

21 "Professional educator." As defined in section 1205.2(o).

22 "School entity." A school district, joint school district,
23 charter school, regional charter school, cyber charter school,
24 intermediate unit or area [vocational-technical] career and
25 technical school.

26 "Secretary." The Secretary of Education of the Commonwealth.

27 Section 27. The definition of "school entity" in section
28 1528(f) of the act, added June 2, 2019 (P.L.31, No.7), is
29 amended to read:

30 Section 1528. Cardiopulmonary Resuscitation Education.--* *
31 *

32 (f) As used in this section, the following words and phrases
33 shall have the meanings given to them in this subsection unless
34 the context clearly indicates otherwise:

35 * * *

36 "School entity." A school district, joint school district,
37 charter school, regional charter school, cyber charter school,
38 intermediate unit or area [vocational-technical] career and
39 technical school.

40 Section 28. Section 1549(e) of the act is amended to read:

41 Section 1549. Agricultural Education.--* * *

42 (e) The following words and phrases when used in this
43 section shall have the meanings given to them in this subsection
44 unless the context clearly indicates otherwise:

45 "Department." The Department of Education of the
46 Commonwealth.

47 "School entity." A public school district, intermediate unit
48 or area [vocational-technical] career and technical school.

49 "Secretary." The Secretary of Education of the Commonwealth.

50 Section 29. Section 1549.1(f) (3) (v) and (p) of the act are
51 amended and subsection (l) is amended by adding a paragraph to

1 read:

2 Section 1549.1. Commission for Agricultural Education
3 Excellence.--* * *

4 (f) The commission shall consist of the following members:
5 * * *

6 (3) The following members jointly appointed by the Secretary
7 of Education and the Secretary of Agriculture from lists
8 submitted by the President pro tempore of the Senate and the
9 Speaker of the House of Representatives, in consultation with
10 the Majority Leader and Minority Leader of the Senate and the
11 Majority Leader and Minority Leader of the House of
12 Representatives:
13 * * *

14 (v) Two teachers of [vocational] career and technical
15 agriculture, one from a career and technical center and one from
16 a school district.
17 * * *

18 Amend Bill, page 5, line 30, by striking out all of said line
19 and inserting

20 (p) The following words and phrases when used in this
21 section shall have the meanings given to them in this subsection
22 unless the context clearly indicates otherwise:

23 "Commission." The Commission for Agricultural Education
24 Excellence established under this section.

25 "Farmer." A person who engages in activities, practices and
26 procedures to produce and prepare for market poultry, livestock
27 and their products or who engages in the production and
28 harvesting of agricultural, agronomic, horticultural,
29 silvicultural and aquacultural crops and commodities and whose
30 operation is conducted on not less than ten contiguous acres in
31 area or, if less than ten contiguous acres in area, has an
32 anticipated yearly gross income of at least ten thousand dollars
33 (\$10,000).

34 "FFA." A career and technical student organization that
35 encourages leadership, personal growth and career success
36 through agricultural education.

37 "School entity." A public school district, intermediate unit
38 or area [vocational-technical] career and technical school.

39 Section 30. Sections 1551(f), 1554(g) and 1503-A(a) and (c)
40 (2) and (4) of the act are amended to read:

41 Section 1551. Economic Education and Personal Financial
42 Literacy Programs.--* * *

43 (f) The following words and phrases when used in this
44 section shall have the meanings given to them in this
45 subsection:

46 "Department." The Department of Education of the
47 Commonwealth.

48 "Personal financial literacy." The integration of various
49 factors relating to personal financial management, including

1 understanding financial institutions, using money, learning to
2 manage personal assets and liabilities, creating budgets and any
3 other factors that may assist an individual in this Commonwealth
4 to be financially responsible.

5 "School entity." A public school district, charter school,
6 cyber charter school, intermediate unit or area [vocational-
7 technical] career and technical school.

8 "Secretary." The Secretary of Education of the Commonwealth.

9 Section 1554. Holocaust, Genocide and Human Rights
10 Violations Instruction.--* * *

11 (g) For purposes of this section, the term "school entity"
12 shall mean a school district, charter school, regional charter
13 school, cyber charter school, intermediate unit or area
14 [vocational-technical] career and technical school.

15 Section 1503-A. Basic Education Grants.--(a) Grants shall
16 be allocated to school districts and to area [vocational-
17 technical] career and technical schools by the department from
18 funds appropriated for this purpose. A nonpublic school, an
19 intermediate unit or local library may participate in the grant
20 process through a partnership with a school district.

21 * * *

22 (c) * * *

23 (2) School districts, charter schools, area [vocational-
24 technical] career and technical schools and intermediate units
25 are eligible to apply for grants as prescribed by the
26 department. Maximum grant awards will be established by the
27 department based on a formula that considers the market
28 value/income aid ratio and average daily membership. The
29 department may establish matching requirements for grant
30 recipients.

31 * * *

32 (4) An applicant may collaborate or form a partnership with
33 one or more of the following: a political subdivision, a school
34 district, an area [vocational-technical] career and technical
35 school, an intermediate unit, a nonpublic school, a local
36 library, an independent institution of higher education, a
37 State-owned institution, a State-related institution, a
38 community education council or any other entity approved by the
39 Department of Education.

40 Section 31. The definition of "school entity" in section
41 1501-C of the act is amended to read:

42 Section 1501-C. Definitions.

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

46 * * *

47 "School entity." Shall mean:

48 (1) For purposes of the Educational Support Services
49 Program, any of the following located in this Commonwealth: a
50 school district, intermediate unit, joint school district,
51 area [vocational-technical] career and technical school,

1 charter school, independent school, licensed private academic
2 school, accredited school, a school registered under section
3 1327(b) [, the Scotland School for Veterans' Children] or the
4 Scranton School for the Deaf.

5 (2) For purposes of the Educational Assistance Program
6 established in section 1502-C, any of the following located
7 in this Commonwealth: a school district, joint school
8 district, area [vocational-technical] career and technical
9 school or independent school.

10 Section 32. The definition of "school entity" in section
11 1502-I of the act is amended to read:

12 Section 1502-I. Definitions.

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

16 * * *

17 "School entity." Any of the following:

18 (1) A school district.

19 (2) An intermediate unit.

20 (3) An area [vocational-technical] career and technical
21 school.

22 (4) A charter school or regional charter school, as
23 defined in section 1703-A.

24 * * *

25 Section 33. Section 1605(c)(2) of the act is amended to
26 read:

27 Section 1605. Courses of Study.--* * *

28 (c) * * *

29 (2) As used in this subsection, "public high school" shall
30 mean a public school, including a school within a school
31 district, a charter school, a cyber charter school, a regional
32 charter school or an area [vocational-technical] career and
33 technical school, that offers twelfth grade.

34 Section 34. The definition of "school entity" in section
35 1605.1(d) of the act, added June 19, 2018 (P.L.227, No.35), is
36 amended to read:

37 Section 1605.1. Assessment of Civic Knowledge.--* * *

38 (d) As used in this section, the following words and phrases
39 shall have the meanings given to them in this subsection unless
40 the context clearly indicates otherwise:

41 * * *

42 "School entity" shall mean a school district, area
43 [vocational-technical] career and technical school, intermediate
44 unit, charter school, cyber charter school or regional charter
45 school.

46 * * *

47 Section 35. Sections 1607(a) and 1614(a) of the act are
48 amended to read:

49 Section 1607. Attendance in Other Districts.--(a) Except as
50 set forth in subsection (b), pupils residing in a school
51 district in which no public high school is maintained may

1 attend, during the entire term, at the expense of the school
2 district of which they are residents, the nearest or most
3 conveniently located high school of such class as they may
4 desire to attend, unless the board of school directors of the
5 district of residence shall have assigned the pupils to a high
6 school and adequate transportation is provided thereto. Pupils
7 who reside in a school district in which no public high school,
8 other than a [vocational] career and technical high school is
9 maintained, may attend, during the entire term, the nearest or
10 most conveniently located academic high school. In any district
11 which maintains a high school whose program of studies
12 terminates before the end of the twelfth year, pupils who have
13 satisfactorily completed the program of studies there available
14 in other than [vocational] career and technical schools or
15 departments, or have completed a program of studies equivalent
16 to said program of studies in some other school or schools, may
17 attend, at the expense of the school district in which they
18 live, and for the purpose of pursuing academic studies of a
19 higher grade, the nearest or most conveniently located high
20 school of such type as they may desire to attend giving further
21 high school work.

22 * * *

23 Section 1614. Participation By Students With Disabilities in
24 High School Graduation Ceremonies.--(a) For the 2005-2006
25 school year and each school year thereafter, a board of school
26 directors of a school district, an area [vocational-technical]
27 career and technical school or a charter school shall allow a
28 student with a disability, whose individualized education
29 program as established pursuant to 22 Pa. Code § 14.131
30 (relating to IEP) prescribes continued special education
31 programs beyond the fourth year of high school, to participate
32 in commencement ceremonies with the student's graduating class
33 and receive a certificate of attendance, provided that the
34 student has attended four years of high school regardless of
35 whether the student has completed the individualized education
36 program.

37 * * *

38 Section 36. The definitions of "concurrent student" and
39 "school entity" in section 1602-B of the act are amended to
40 read:

41 Section 1602-B. Definitions.

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

45 * * *

46 "Concurrent student." A student who is enrolled in a school
47 district, a charter school, an area [vocational-technical]
48 career and technical school, a nonpublic school, a private
49 school or a home education program under section 1327.1 and who
50 takes a concurrent course through a concurrent enrollment
51 program.

1 * * *
2 "School entity." A school district or an area [vocational-
3 technical] career and technical school.

4 * * *
5 Section 37. Sections 1603-B(c)(1), 1614-B(b) and 1615-B(a)
6 of the act are amended to read:
7 Section 1603-B. Responsibilities of department and State Board
8 of Education.

9 * * *
10 (c) Grants.--

11 (1) The department shall provide a grant to any school
12 entity that has applied for grant funds under section 1611-
13 B(c) and has approved a concurrent enrollment program as set
14 forth in this article. The grant amount to each school entity
15 shall be calculated for each concurrent course as follows:

16 (i) Determine the total approved cost for all
17 concurrent students who are residents of the school
18 district or enrolled in the area [vocational-technical]
19 career and technical school.

20 (ii) Multiply the amount from subparagraph (i) by
21 the sum of 0.425 and the market value/income aid ratio of
22 the school entity, provided that where a concurrent
23 student is enrolled in an area [vocational-technical]
24 career and technical school, the market value/income aid
25 ratio shall be the average of the market value/income aid
26 ratios of the concurrent students' school districts of
27 residence.

28 * * *
29 Section 1614-B. Enrollment in concurrent courses.

30 * * *
31 (b) Optional enrollment.--A student enrolled in a school
32 district, charter school, area [vocational-technical] career and
33 technical school, nonpublic school, private school or home
34 education program who does not qualify under subsection (a) may
35 enroll in concurrent courses that are part of a concurrent
36 enrollment program approved by the student's school district of
37 residence or the area [vocational-technical] career and
38 technical school in which the student is enrolled by meeting
39 alternate criteria agreed upon by the school entity and the
40 eligible postsecondary institution at which the student seeks to
41 enroll in concurrent courses, provided that the charter school,
42 nonpublic school, private school or home education program
43 awards secondary credit for a successfully completed concurrent
44 course. The student shall be included in the number of students
45 reported to the department under section 1611-B(b) and (c).

46 Section 1615-B. Credit for concurrent courses.

47 (a) Award.--A school district, charter school, area
48 [vocational-technical] career and technical school, nonpublic
49 school, private school or home education program shall award
50 secondary credit for a successfully completed concurrent course,
51 with success being determined by the eligible postsecondary

1 institution and set forth in the concurrent enrollment agreement
2 under section 1613-B(b) (4).

3 * * *

4 Section 38. The definition of "school entity" in section
5 1602-C of the act is amended to read:

6 Section 1602-C. Definitions.

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

10 * * *

11 "School entity." A school of a school district, joint school
12 district, area [vocational-technical] career and technical
13 school or charter school that provides interscholastic athletic
14 opportunities for secondary school students.

15 * * *

16 Section 39. Section 1707 of the act is amended to read:

17 Section 1707. Joint School Committee.--The boards of school
18 directors, establishing any joint school or department, may
19 supervise and direct its affairs, jointly, in the same manner as
20 the affairs of individual school districts are managed; or they
21 may agree that the affairs of such joint school or department
22 may be managed by a joint school committee within the limits of
23 the budget adopted by the joint board. Where such management is
24 delegated to a joint school committee, every school board
25 establishing joint schools or departments shall, at the annual
26 meeting during the month of December, select one or more of its
27 members who, with the members chosen in like manner in the other
28 districts, shall constitute the joint school committee. Every
29 such school board may also select at any annual or regular
30 meeting one or more alternates from its members to serve in the
31 event selected members are unable to attend a meeting of the
32 joint school committee. The alternate, when directed by the
33 president of the school board to attend a meeting of the joint
34 school committee in the absence of the selected member, shall
35 have all the powers and duties of a regular member of such
36 committee. This committee shall have all the powers and duties
37 and be subject to all the liabilities with reference to the
38 supervision, maintenance and regulation of such joint schools or
39 departments as are now conferred or imposed by law upon school
40 boards generally. The affirmative vote of a majority of all the
41 members of this committee, duly recorded, showing how each
42 member voted, shall be required in order to take action upon
43 those subjects enumerated in section five hundred eight of this
44 act. Such votes may be recorded in a joint meeting or by mail
45 ballot. Failure to comply with the provisions of this act shall
46 render void and unenforceable the acts of the joint school
47 committee with reference thereto. The joint board and the joint
48 school committee, if authorized, shall organize annually during
49 the month of December by electing a president, vice-president
50 and secretary, who shall perform the duties imposed by this act
51 on the president, vice-president and secretary of regular school

1 boards. The secretary so elected shall serve for a term of four
2 years. The expenses of maintaining the joint school or
3 department shall be paid by warrant drawn on the joint board
4 treasurer by the president and secretary of the joint board or
5 the joint school committee.

6 Whenever two or more boards of school directors, who are at
7 the time members of a joint board operating a joint school or
8 department, join with other boards of school directors in the
9 formation of a joint school committee operating an area
10 [vocational-technical] career and technical school or technical
11 institute, the joint committee may be formed as may be agreed:
12 Provided, That each joint school or department have at least one
13 member on the joint school committee.

14 Section 40. The definition of "school entity" in section
15 1703-A of the act is amended to read:

16 Section 1703-A. Definitions.--As used in this article,
17 * * *

18 "School entity" shall mean a school district, intermediate
19 unit, joint school or area [vocational-technical] career and
20 technical school.

21 * * *

22 Section 41. The heading of Article XVIII of the act is
23 amended to read:

24 ARTICLE XVIII.

25 [VOCATIONAL] CAREER AND TECHNICAL EDUCATION.

26 Section 42. Sections 1801, 1802, 1803, 1803.1 introductory
27 paragraph and (1), 1804, 1805, 1806, 1807, 1808, 1809, 1810 and
28 1811 of the act are amended to read:

29 Section 1801. Definitions.--The following words and phrases
30 as used in this article shall, unless a different meaning is
31 plainly required by the context, have the following meanings:

32 (1) "State Board [for Vocational] of Career and Technical
33 Education" shall mean the State Board of Education, herein
34 invested with powers to administer this article of this act
35 under the designation of the State Board [for Vocational] of
36 Career and Technical Education.

37 (2) "[Vocational] Career and technical education" shall mean
38 any form of education of less than college grade, given in
39 school or elsewhere, the purpose of which is to fit an
40 individual to pursue effectively a recognized profitable
41 employment, whether pursued for wages or otherwise.

42 (3) "[Vocational] Career and technical industrial education"
43 shall mean those forms of [vocational] career and technical
44 education that fit for industrial pursuits. It includes
45 occupational training for [women and girls other than training
46 for the vocation of homemaking] nontraditional employment. It
47 includes also public and other service occupations.

48 (4) "[Vocational] Career and technical agricultural
49 education" shall mean that form of [vocational] career and
50 technical education which develops student potential for success
51 in entering and advancing through careers in the food,

1 agriculture and natural resources sciences, such as production
2 agriculture, animal science, agribusiness management and
3 marketing, agricultural research, energy systems, agricultural
4 mechanics and engineering, biotechnology, food science,
5 processing and retailing, banking, agricultural education,
6 forestry, horticulture, landscape contracting, nursery and
7 floriculture production, retail garden center management,
8 leadership and career development, management, economics and
9 marketing, natural resource management, plant and soil science,
10 power and systems technology, rural-urban interfacing and other
11 related fields.

12 (5) "[Vocational] Career and technical marketing and
13 distributive occupational education" shall mean those forms of
14 [vocational] career and technical education [designed for those
15 workers engaged in or preparing for employment as distributors
16 to consumers, retailers, jobbers, wholesalers, and others of the
17 products of farm and industry, including, also, managers
18 operating or conducting a commercial service or personal service
19 business, or selling the services of such a business.] which
20 develops student potential for success in entering and advancing
21 through careers in distribution, financing, marketing, storing
22 and warehousing, pricing, product and service management and
23 sales promotion and small business.

24 (6) "[Vocational homemaking] Career and technical family and
25 consumer sciences education" shall mean that form [attitudes in
26 the subject matter areas of home economics] of career and
27 technical education which develops student potential for success
28 in entering and advancing through careers involving parenting
29 and child development, human development, nutrition, wellness
30 and food science, along with hospitality and tourism,
31 independent living, interpersonal relationships, home
32 management, fashion marketing, resource management, consumer
33 rights and financial literacy and career and family connections
34 and useful programs that are designed to help individuals and
35 families [improve home environment and the quality of family
36 life] manage the multiple roles necessary to balance family,
37 career and community responsibilities.

38 (7) "[Vocational] Career and technical industrial,
39 [vocational] career and technical agricultural, [vocational]
40 career and technical marketing and distributive occupational
41 education, or [vocational homemaking] career and technical
42 family and consumer sciences school or department," or
43 "[vocational] career and technical school or department," shall
44 mean a distinctive organization of courses, pupils, and teachers
45 approved by the State Board [for Vocational] of Career and
46 Technical Education, designed to give either [vocational] career
47 and technical industrial, [vocational] career and technical
48 agricultural, [vocational] career and technical marketing and
49 distributive occupational, or [vocational homemaking] career and
50 technical family and consumer sciences education, as herein
51 defined.

1 (8) "[Vocational] Career and technical evening class" shall
2 mean a class providing such instruction for persons sixteen
3 years of age or over, who have left full-time school. These
4 classes may be conducted in the evening, or at hours when
5 workers are able to attend, and shall include instruction that
6 will either increase the skill or knowledge of the worker in the
7 occupation in which he is employed, or include instruction for
8 those who are unemployed or about to become unemployed because
9 of changing conditions in industry, and whose previous
10 experience, as a background, prepares them for employment in
11 related fields within a limited time.

12 (9) "[Vocational] Career and technical evening class" in
13 [vocational homemaking] career and technical family and consumer
14 sciences shall mean a class giving training as indicated in
15 clause (6) for students during the evening.

16 (10) "[Vocational homemaking] Career and technical family
17 and consumer sciences school or department" shall mean a
18 [vocational] career and technical school or department designed
19 to develop, on a [vocational] career and technical basis, the
20 capacity for useful employment as indicated in clause (6).

21 (11) "Part-time schools or classes" shall mean those schools
22 or classes which provide instruction in subjects given to
23 enlarge the civic or [vocational] career and technical knowledge
24 or skill of workers over fourteen years of age who have entered
25 upon employment. Such schools must be so organized as to permit
26 workers, who are qualified for admission, to spend part of their
27 time during the day, week, month, or year in employment, and
28 part of the time in school.

29 (12) "Part-time cooperative [vocational] career and
30 technical education" refers to that form of [vocational] career
31 and technical instruction that involves attendance on alternate,
32 equal periods of school and work at the [vocation] career during
33 the school year, given in accordance with an agreement by which
34 the school and industry cooperate and coordinate in making
35 available the combined educational and training facilities of
36 both.

37 (13) "Practical" refers to manipulative or "practice-of-the-
38 trade" aspects of a [vocation] career. It includes such work
39 given in shops, laboratories, mines, drafting rooms, and other
40 places, and is to distinguish such work from "academic" or
41 ["nonvocational"] "noncareer and nontechnical" education.

42 (14) "Public service-school" refers to schools, departments,
43 classes, and conferences for the in-service training of public
44 and other service occupations, including [policemen, firemen]
45 police officers, firefighters, finance officers, school board
46 officials, and others.

47 (15) "[Vocational] Technical Education" shall mean a
48 subject, or combination of subjects, of less than college grade
49 designed to prepare an individual to enter or advance in an
50 occupational field wherein success is largely dependent upon
51 knowledge or techniques and applied sciences, the practice of

1 which involves aspects of planning, managing, controlling,
2 processing or distributing products, sales and services.

3 (16) "[Vocational] Career and technical business [and office
4 education], computer and information technology" shall mean a
5 subject or combination of subjects of less than college grade
6 designed to prepare an individual to enter or advance in an
7 occupational field wherein success is largely dependent upon
8 skill and knowledge necessary to obtain competency in
9 [bookkeeping,] the areas of accounting and information
10 technologies, clerical, data processing, [or stenographic]
11 computer applications, programming and operating systems,
12 including hardware and software applications, entrepreneurship,
13 international business, business math, finance, management
14 concepts, consumer economics, budgeting, investing and taxes,
15 personal finance, electronic commerce, business and consumer law
16 or business communications occupations, and similar business
17 pursuits.

18 Section 1802. State Board [for Vocational] of Career and
19 Technical Education; Executive Officer; Employees.--The
20 [Superintendent of Public Instruction] Secretary of Education
21 shall be the executive officer of the State Board [for
22 Vocational] of Career and Technical Education for the
23 administration of this act. Except as hereinafter otherwise
24 provided, he, as executive officer, shall appoint, from time to
25 time, with the approval of the State Board [for Vocational] of
26 Career and Technical Education, such expert assistants, other
27 than those already provided for by law, as may be necessary in
28 [vocational] career and technical industrial, [vocational
29 homemaking, vocational] career and technical family and consumer
30 sciences, career and technical agricultural, [vocational] career
31 and technical marketing and distributive occupational education
32 or [vocational] career and technical business [and office
33 occupational], computer and information technology education,
34 and all clerical and other agents necessary in carrying out the
35 provisions of this act.

36 Section 1803. Duties of State Board [for Vocational] of
37 Career and Technical Education; Reports.--The State Board [for
38 Vocational] of Career and Technical Education is hereby
39 authorized and directed to investigate and to aid in the
40 introduction of [vocational] career and technical industrial,
41 [vocational] career and technical agricultural, [vocational
42 homemaking, vocational] career and technical family and consumer
43 science, career and technical marketing and distributive
44 occupational education and [vocational] career and technical
45 business [and office occupational], computer and information
46 technology education; to assist in the establishment of schools
47 and departments for said forms of education, and to inspect and
48 approve such schools or departments as are hereinafter provided.
49 The State Board [for Vocational] of Career and Technical
50 Education shall make a report annually to the Governor and
51 Legislature describing the condition and progress of

1 [vocational] career and technical industrial, [vocational]
2 career and technical agricultural, [vocational homemaking,
3 vocational] career and technical family and consumer science,
4 career and technical marketing and distributive occupational
5 education and [vocational] career and technical business [and
6 office occupational], computer and information technology
7 education during the year, and shall also make such
8 recommendations as the board may deem advisable.

9 Section 1803.1. Duty of Secretary to Report Annually.--The
10 Secretary of Education shall report annually, to the Standing
11 Committees on Education of the Senate and House of
12 Representatives, the following information for each area
13 [vocational-technical] career and technical school:

14 (1) Number of approved [vocational] career and technical
15 programs during the current and prior years.

16 * * *

17 Section 1804. Schools or Classes; Supervisors; Principals;
18 Instructors, etc.--In carrying out the provisions of this act,
19 the State Board [for Vocational] of Career and Technical
20 Education shall provide for [vocational] career and technical
21 schools or classes, with the necessary staffs, in accordance
22 with the State Plan for [Vocational] Career and Technical
23 Education, approved by the [Federal Board for Vocational
24 Education.

25 Principals, instructors and lecturers for the Public Service
26 Institute shall be elected by the State Board for Vocational
27 Education. They shall possess the qualifications established in
28 the State Plan for Vocational Education approved by the Federal
29 Board for Vocational Education.] United States Department of
30 Education.

31 Section 1805. Instruction in Theory and Practice.--In order
32 that instruction in theory and practice may go on together,
33 [vocational] career and technical industrial, [vocational]
34 career and technical agricultural, [vocational homemaking, and
35 vocational] career and technical family and consumer science,
36 and career and technical marketing and distributive occupational
37 education schools or departments may offer instruction in day,
38 part-time, and evening classes. Attendance upon such day,
39 evening, or part-time classes shall be restricted to those over
40 fourteen years of age.

41 Section 1806. Administration by School Districts.--Any
42 school district may, through its board of school directors--

43 (1) Establish and maintain [vocational] career and technical
44 industrial, [vocational] career and technical agricultural,
45 [vocational homemaking, and vocational] career and technical
46 family and consumer sciences, and career and technical marketing
47 and distributive occupational education schools or departments.

48 (2) Receive any donation made to the school district for the
49 conduct of any [vocational] career and technical school or
50 department or [vocational] career and technical evening classes.
51 The donation shall be administered by or under the direction of

1 the board of directors of the district to which it is made,
2 subject to the approval of the [Superintendent of Public
3 Instruction] Secretary of Education. The board of school
4 directors in any district shall not be obliged to accept any
5 such donation unless it seems proper so to do.

6 (3) Require a deposit fee of a sum not to exceed ten dollars
7 (\$10) from each person enrolling in evening [vocational] career
8 and technical schools or classes. Such deposit fee shall be
9 returned at the close of each term of instruction to all persons
10 so enrolled who have attended seventy-five per cent (75%) or
11 more of the class sessions of the term and may be returned at
12 any time because of death, sickness, or any other cause which
13 the board may deem justifiable.

14 (4) Acquire land for the purpose of an agricultural school
15 and equip and maintain the same in a proper manner, to be used
16 in connection therewith.

17 Section 1807. Joint [Vocational] Career and Technical
18 Schools or Departments.--Two or more districts may, as provided
19 in article seventeen of this act, through a joint school
20 committee, establish and maintain [vocational] career and
21 technical industrial, [vocational] career and technical
22 agricultural, [vocational] homemaking, or vocational] career and
23 technical family and consumer sciences, or career and technical
24 marketing and distributive occupational education schools or
25 departments, to be known as joint [vocational] career and
26 technical schools or departments.

27 Section 1808. Advisory Committees.--Local school boards and
28 joint school committees administering approved [vocational]
29 career and technical industrial, [vocational] career and
30 technical agricultural, [vocational] homemaking, or vocational]
31 career and technical family and consumer sciences or career and
32 technical marketing and distributive occupational education
33 schools or departments may, under a plan to be approved by the
34 State Board [for Vocational] of Career and Technical Education,
35 appoint an advisory committee composed of members representing
36 local trades, industries, and occupations. It shall be the duty
37 of such a committee to counsel with and advise the local or
38 joint board of trustees, and other school officials, having the
39 management and supervision of such schools.

40 Section 1809. Attendance in Other Districts and Other
41 States; Pupils from Other States.--(a) Any resident of any
42 school district which does not maintain an approved [vocational]
43 career and technical industrial, [vocational] career and
44 technical agricultural, [vocational] homemaking, or vocational]
45 career and technical family and consumer sciences or career and
46 technical marketing and distributive occupational education day,
47 part-time, or evening class, school or department, offering the
48 type of training which he desires, may make application to the
49 board of school directors of any other district for admission to
50 such school or department maintained by said board. If the board
51 refuses him admission, he may apply to the State Board [for

1 Vocational] of Career and Technical Education for admission to
2 such school or department. The State Board [for Vocational] of
3 Career and Technical Education may approve or disapprove such
4 application. In making such decision the State Board [for
5 Vocational] of Career and Technical Education shall take into
6 consideration the opportunities for free [vocational] career and
7 technical training in the community in which the applicant
8 resides, the financial status of the community, the age,
9 preparation, aptitude, and previous record of the applicant, and
10 all other relevant circumstances. The decision of the State
11 Board [for Vocational] of Career and Technical Education shall
12 be final.

13 (b) Where any child of school age in any school district
14 resides by the nearest traveled road three miles or more from
15 the nearest [vocational] career and technical high school in any
16 district in this Commonwealth, such child, unless proper free
17 transportation is furnished to a suitable school in this
18 Commonwealth, may, on request of his parents or legal guardian,
19 be assigned by the board of school directors to a more
20 convenient school in another state: Provided, That the consent
21 of the proper school officials in charge of such school in
22 another state to such an arrangement is permitted by the laws of
23 such state, and is agreed to by such officials.

24 (c) The school district in which the person resides, who has
25 been admitted, as above provided, to an approved [vocational]
26 career and technical industrial, [vocational] career and
27 technical agricultural, [vocational homemaking, vocational]
28 career and technical family and consumer sciences, career and
29 technical high or [vocational] career and technical marketing
30 and distributive occupational education school or department
31 maintained by another school district, shall pay the high school
32 charge provided for by this act. If any school district neglects
33 or refuses to pay for such tuition, it shall be liable therefor,
34 in an action of contract, to the school district or school
35 districts maintaining the school which the pupil, with the
36 approval of the board, attended.

37 (d) The board of school directors in any school district in
38 this Commonwealth, situate adjacent to another state, may admit
39 to the [vocational] career and technical high school in such
40 district pupils resident in such other state, and may receive
41 tuition for such pupils as in the case of pupils admitted from
42 other districts in this Commonwealth.

43 Section 1810. Approved Local or Joint [Vocational] Career
44 and Technical Schools; State Reimbursement.--[Vocational] Career
45 and technical industrial, [vocational] career and technical
46 agricultural, [vocational homemaking, and vocational] career and
47 technical family and consumer sciences, and career and technical
48 marketing and distributive occupational education schools or
49 departments shall, so long as they are approved by the State
50 Board [for Vocational] of Career and Technical Education as to
51 organization, control, location, equipment, courses of study,

1 qualifications of teachers, methods of instruction, conditions
2 of admission, employment of pupils, and expenditures of money,
3 constitute approved local or joint [vocational] career and
4 technical schools. School districts maintaining such approved
5 local or joint [vocational] career and technical schools or
6 departments shall receive reimbursement from the Commonwealth,
7 as provided for in this act, and shall make such certificates to
8 the [Superintendent of Public Instruction] Secretary of
9 Education as are required by article twenty-five of this act.

10 Section 1811. Estimate of Expenses and Reimbursements;
11 Appropriations.--On or before the first Wednesday of January of
12 any year in which the regular session of the Legislature is
13 held, the State Board [for Vocational] of Career and Technical
14 Education shall present to the Legislature an estimate of the
15 amount of money necessary to meet the expenditures to be
16 incurred in the administration of this act for the fiscal year
17 beginning with the first day of the ensuing June, 1961, and
18 beginning with the first day of July of each year thereafter;
19 and the amount necessary to meet the claims of school districts
20 and unions of school districts maintaining approved [vocational]
21 career and technical schools or departments, under the
22 provisions of this act for the school year beginning with the
23 first day of the preceding July. On the basis of such statement,
24 the Legislature shall make an appropriation of such amounts as
25 may be necessary to meet the expense of carrying this act into
26 effect, and of reimbursing such school districts and unions of
27 school districts for such school year as herein provided.

28 Section 43. The headings of Subarticles B and C of Article
29 XVIII are amended to read:

30 (b) [Vocational] Career and Technical School Districts.

31 (c) Area [Vocational-Technical] Career and Technical
32 Schools and Technical Institutes.

33 Section 44. Sections 1840.1, 1841 and 1842 of the act are
34 amended to read:

35 Section 1840.1. Definitions.--When used in Article XVIII of
36 this act, the following words and phrases shall have the
37 following meanings unless otherwise required by the context:

38 "School." The word "school" shall mean an area [vocational-
39 technical] career and technical school.

40 "Institute." The word "institute" shall mean technical
41 institute.

42 "Attendance area." An "attendance area" shall mean a
43 geographical area of school districts and pupils to be served by
44 an area [vocational-technical] career and technical school or
45 institute which has been approved by the State Board [for
46 Vocational] of Career and Technical Education.

47 "Area [vocational-technical] career and technical board." An
48 "area [vocational-technical] career and technical board" shall
49 mean the boards of school directors of all of the participating
50 districts acting jointly.

51 Section 1841. Area [Vocational-Technical] Career and

1 Technical Schools and Technical Institutes Authorized.--An area
2 [vocational-technical] career and technical board may establish,
3 maintain, conduct and operate schools, departments or classes to
4 prepare for [vocational] career and technical industrial,
5 [vocational] career and technical agricultural, [vocational
6 homemaking, business and vocational] career and technical family
7 and consumer sciences, business, computer and information
8 technology and career and technical marketing and distributive
9 occupations, technical occupations, such as aides and
10 assistants, in physical, biological, space and other sciences,
11 mathematics, engineering, construction and design, computer
12 programming and maintenance, and health occupations and for any
13 other occupations requiring [vocational] career or technical
14 training and education, to be known as "area [vocational-
15 technical] career and technical schools," for the education of
16 pupils, out-of-school youth and adults residing in the
17 attendance area.

18 An area [vocational-technical] career and technical board or
19 several area [vocational-technical] career and technical boards
20 jointly may provide for, establish, maintain, conduct and
21 operate schools, departments, or classes to be known as
22 "technical institute" to educate, train and offer post high
23 school programs and courses of not more than two years'
24 duration, which will prepare out-of-school youth and adults for
25 competency in sub-professional, technical, health service,
26 business, commercial, merchandising and skilled occupations and
27 for any other occupations for which technical training is
28 helpful to an employer and increases students' qualifications
29 for employment. Technical institute programs and courses shall
30 be coordinated with those offered in area [vocational-technical]
31 career and technical schools to [insure] ensure progressive
32 advancement of students. Such institutes shall be organized in
33 accordance with proposals of area [vocational-technical] career
34 and technical boards of school directors, which are approved by
35 the State Board [for Vocational] of Career and Technical
36 Education. All technical institutes shall be established,
37 operated and in all respects conform to standards prepared by
38 the Department of Education and adopted by the State Board [for
39 Vocational] of Career and Technical Education. Area [vocational-
40 technical] career and technical schools, as approved by the
41 State Board [for Vocational] of Career and Technical Education,
42 may be organized as [vocational-technical] career and technical
43 service centers in which pupils may enroll full-time or in which
44 pupils enrolled in academic high schools may elect to attend
45 part-time. Technical institutes approved by the State Board [for
46 Vocational] of Career and Technical Education may enroll out-of-
47 school youth and adults full-time or part-time as the students
48 may elect.

49 Area [vocational-technical] career and technical school and
50 technical institute attendance areas and standards for courses
51 and equipment shall be in conformity with standards prepared by

1 the Department of Education and approved by the State Board [for
2 Vocational] of Career and Technical Education.

3 Amend Bill, page 6, line 2, by inserting a bracket before
4 "VOCATIONAL-TECHNICAL"

5 Amend Bill, page 6, line 2, by inserting after "VOCATIONAL-
6 TECHNICAL"

7] career and technical

8 Amend Bill, page 6, line 2, by inserting a bracket before
9 "VOCATIONAL-TECHNICAL" where it occurs the second time

10 Amend Bill, page 6, line 3, by inserting after "VOCATIONAL-
11 TECHNICAL" where it occurs the second time

12] career and technical

13 Amend Bill, page 6, line 8, by inserting a bracket before
14 "VOCATIONAL-TECHNICAL"

15 Amend Bill, page 6, line 8, by inserting after "VOCATIONAL-
16 TECHNICAL"

17] career and technical

18 Amend Bill, page 6, line 15, by striking out "VOCATIONAL-
19 TECHNICAL" and inserting

20 career and technical

21 Amend Bill, page 6, line 17, by striking out "VOCATIONAL-
22 TECHNICAL" and inserting

23 career and technical

24 Amend Bill, page 7, line 2, by striking out "VOCATIONAL-
25 TECHNICAL" and inserting

26 career and technical

27 Amend Bill, page 7, line 5, by striking out "VOCATIONAL-
28 TECHNICAL" and inserting

29 career and technical

30 Amend Bill, page 7, line 6, by striking out "VOCATIONAL-

1 TECHNICAL" and inserting

2 career and technical

3 Amend Bill, page 7, line 11, by striking out "VOCATIONAL-

4 TECHNICAL" and inserting

5 career and technical

6 Amend Bill, page 7, line 12, by striking out "VOCATIONAL-

7 TECHNICAL" and inserting

8 career and technical

9 Amend Bill, page 7, line 14, by striking out "2.2" and

10 inserting

11 45

12 Amend Bill, page 9, lines 11 through 14, by striking out all

13 of said lines and inserting

14 Section 46. Sections 1844, 1845, 1847, 1849, 1850.1, 1850.2,
15 1850.3, 1850.4, 1851, 1852, 1853 and 1855 of the act are amended
16 to read:

17 Section 1844. Establishment of Schools and Institutes.--(a)
18 The intermediate unit board of directors of each intermediate
19 unit shall call a convention of school directors of all school
20 districts in the intermediate unit to meet separately by
21 attendance areas, to discuss the establishment of an area
22 [vocational-technical] career and technical school or technical
23 institute, as the case may be and to call upon each district to
24 vote for or against participation in the establishment of a
25 school or institute.

26 In addition to the method of establishing area [vocational-
27 technical] career and technical schools and technical institutes
28 as provided above, the intermediate unit board of directors may,
29 at any meeting call for an election by the school directors of
30 the districts within an attendance area to determine if an area
31 [vocational-technical] career and technical school or technical
32 institute shall be established. The intermediate unit board of
33 directors shall notify, by certified mail, each school district
34 within an attendance area of its action. At a regular or special
35 meeting of each school board within an attendance area and
36 within sixty days of the receipt of notification, an election
37 shall be held to determine if the district desires to
38 participate in the establishment of an area [vocational-
39 technical] career and technical school or technical institute.
40 The results of this election and the number of votes cast each
41 way shall be certified to the intermediate unit board of
42 directors.

1 The intermediate unit board of directors shall certify the
2 vote conducted in convention or by mail ballot to the Department
3 of Education and if sufficient school districts vote in the
4 affirmative, the intermediate unit board of directors shall
5 proceed to act as the agency to initiate the final procedures
6 necessary to organize and establish an area [vocational-
7 technical] career and technical school or technical institute in
8 the attendance area. School districts indicating unwillingness
9 to participate in the establishment of an area [vocational-
10 technical] career and technical school or technical institute
11 may become participating districts at a later date according to
12 terms and conditions defined by the then participating
13 districts.

14 In the event the intermediate unit board of directors fails
15 to call for an election and one or more districts within an
16 attendance area desire an election, they may request the
17 Department of Education to conduct such election in the same
18 manner prescribed for the intermediate unit board of directors.

19 (c) In cases where a second or third class school district
20 maintains an approved [vocational] career and technical program,
21 individually or jointly, such district or districts,
22 individually or jointly, may (1) make the program part of the
23 area [vocational-technical] career and technical school, or (2)
24 continue to operate the program independently either as a
25 participating or non-participating district.

26 (d) Boards of Public Education of districts of the first
27 class A and first class may establish area [vocational-
28 technical] career and technical schools and technical institutes
29 by the majority vote of the members of such boards, provided
30 such action is approved by the State Board [for Vocational] of
31 Career and Technical Education.

32 Section 1845. Cost of Establishment, Etc., Ownership of
33 Property.--All expenses in connection with the establishment of
34 area [vocational-technical] career and technical schools or
35 technical institutes and additions and improvements thereof
36 shall be borne by the school districts participating therein in
37 the proportions agreed on by the respective districts. Any
38 school district not participating in the original establishment
39 of an area [vocational-technical] career and technical school or
40 technical institute, which later elects to become a participant,
41 shall contribute to the cost of the school an amount agreed on
42 with the then participating districts, and shall make such
43 further annual payments on account of obligations to the State
44 Public School Building Authority or rentals under leases with
45 municipality authorities as shall be agreed on. All property of
46 each area [vocational-technical] career and technical school or
47 technical institute shall be owned jointly by the several school
48 districts participating in the establishment, maintenance and
49 operation thereof, in the proportion the contribution of each to
50 the cost of acquisition, construction and improvement bears to
51 the total cost.

1 Section 1847. Attendance of Pupils from Nonparticipating
2 Districts.--On obtaining the consent of the area [vocational-
3 technical] career and technical board operating an area
4 [vocational-technical] career and technical school or technical
5 institute, and with or without the consent of the board of
6 school directors of the district in which the pupil resides, any
7 pupil residing in a nonparticipating district may attend the
8 area [vocational-technical] career and technical school or
9 technical institute. The school district in which the pupil
10 resides shall be charged, for each pupil attending the area
11 [vocational-technical] career and technical school or technical
12 institute, an amount equal to the total approved budget for
13 current expenses, debt service and capital outlay divided by the
14 number of pupils enrolled in the school.

15 Section 1849. Petitions for Change of Plan.--Future
16 development of area [vocational technical] career and technical
17 schools shall, after approval of the State plan, conform to the
18 plan, and the school directors of a specified attendance area,
19 having reason to question the practicability of the State plan
20 for the specific attendance area or desiring to change the
21 specified area, may present the case to a committee of the State
22 Board [for Vocational] of Career and Technical Education with
23 petition for change. The decision of the State board thereon
24 shall be final.

25 Section 1850.1. Organization and Operation of Schools and
26 Institutes.--(a) Schools and institutes shall be the
27 responsibility of the participating boards of school directors
28 of an approved attendance area. Such boards of school directors
29 shall have authority to enter into a written agreement by and
30 among themselves establishing such school or institute setting
31 forth, inter alia, the rights and obligations of the
32 participating districts. No change shall be made in such
33 agreement without the consent of each participating school
34 district first obtained, by the affirmative vote of a majority
35 of the school directors thereof. The several participating
36 boards of school directors shall collectively be known as the
37 area [vocational-technical] career and technical board.

38 (b) The area [vocational-technical] career and technical
39 board shall have authority and its duty shall be:

40 (1) To provide, as the participating districts may agree,
41 for the assumption by the area [vocational-technical] career and
42 technical board of obligations including, but not limited to,
43 operating expenses, architect's fees, engineering costs,
44 professional salaries, expenses of acquiring and maintaining
45 sites for schools and institutes, incurred by any county board
46 of school directors or county boards of school directors on
47 behalf of such participating districts pursuant to prior
48 agreements;

49 (2) To formulate and adopt policies relating to the
50 organization, establishment and operation of the school or
51 institute;

1 (3) To provide for the administration and operation of the
2 school or institute;

3 (4) To adopt the budgets for operation of the school or
4 institute as prepared in the same manner provided for in section
5 687 of this act;

6 (5) To designate a superintendent of the school or
7 institute, provided, that [when a county board or boards is
8 selected as the operating agent as hereinafter provided, a
9 county superintendent of schools shall be designated as the
10 superintendent of the school or institute, and that] when the
11 several boards or a committee thereof operate the school or
12 institute as hereinafter provided, a chief school administrator
13 of a participating school district [or a county superintendent]
14 shall be designated as superintendent of the school or
15 institute;

16 (6) To exercise all the powers, perform the duties, and be
17 subject to all liabilities with reference to the operation of
18 schools and/or institutes as are now or hereafter shall be
19 conferred or imposed by law;

20 (7) To make from time to time surveys to determine the
21 current [vocational] career and technical needs of the
22 participating school districts;

23 (8) To make and establish, and from time to time alter and
24 amend, rules and regulations for the transaction of its business
25 and for the administration of the work under its charge;

26 (9) To employ temporary professional and professional
27 employes, supervisors and teachers, and to employ all other
28 persons necessary to carry on [vocational-technical] career and
29 technical education and technical institutes, and to determine
30 the salaries to be paid. All temporary professional and
31 professional employes so employed shall have the same rights of
32 tenure, minimum salaries and increments, leaves of absence
33 because of illness or physical disability, leaves of absence
34 because of death in the immediate family or death of a near
35 relative, sabbatical leaves, military leaves, exchange teacher
36 leaves, and membership in the Public School Employees' Retirement
37 System as temporary professional and professional employes of
38 school districts. No professional employe who has attained
39 tenure status as an employe of any area [vocational-technical]
40 career and technical board shall, thereafter, be required to
41 serve as a temporary professional employe before being tendered
42 such a contract when employed by any other part of the public
43 school system of the Commonwealth;

44 (10) To purchase, lease, rent, improve and sell land, and to
45 build, repair, improve, lease, rent, buy and sell buildings;

46 (11) To acquire real property by purchase, gift or
47 condemnation, for the purposes of area [vocational-technical]
48 career and technical schools and technical institutes. Such
49 condemnation proceedings shall be instituted and conducted by
50 the board in the name of the participating school districts in
51 the same manner and with like authority as provided by law in

1 the case of school districts. The title to any real estate,
2 acquired for the purpose of establishing any such area
3 [vocational-technical] career and technical school or institute
4 shall be held in the name of one or more of the school districts
5 establishing the same, as they may agree;

6 (12) To purchase, lease, rent or otherwise acquire all
7 necessary furniture, implements, books, materials, equipment and
8 supplies;

9 (13) When authorized by the participating school districts
10 in the attendance area, to provide for free mandated
11 transportation of district pupils to and from the area
12 [vocational-technical] career and technical school in which they
13 have been accepted, and to apply and receive on behalf of the
14 school districts in the attendance area reimbursements on
15 account of such transportation provided;

16 (14) To make contracts with counties, cities, boroughs,
17 towns, townships, school districts, other political
18 subdivisions, community colleges, public and private agencies,
19 quasi-public agencies, nonprofit corporations, the Federal
20 Government and its agencies and instrumentalities,
21 municipalities and other public authorities, or other persons
22 for carrying out the purposes of this subdivision of this
23 article;

24 (15) To make an annual report, in writing, to the Department
25 of [Public Instruction] Education, and such other reports as the
26 department may require;

27 (16) To adopt criteria for admitting students to area
28 [vocational-technical] career and technical schools and
29 technical institutes;

30 (17) To receive Federal, State, school district and other
31 public and private funds and to expend such funds to establish,
32 operate, improve and expand area [vocational-technical] career
33 and technical schools and technical institutes;

34 (18) When authorized by the participating school districts,
35 and on behalf of such districts, to enter into agreement with
36 the State Public School Building Authority, municipal
37 authorities, political subdivisions, municipal corporations,
38 public and private agencies, quasi-public agencies, authorities,
39 nonprofit corporations and the Federal Government and its agents
40 and instrumentalities to buy land, build, alter, lease, equip
41 and operate facilities for public [vocational-technical] career
42 and technical education and technical institutes;

43 (19) To prepare and submit to the Department of [Public
44 Instruction] Education on or before July 1 of each year, for
45 approval, a budget of proposed expenditures for area
46 [vocational-technical] career and technical schools and
47 technical institutes for the ensuing year;

48 (20) To accept pupils in area [vocational-technical] career
49 and technical schools and technical institutes from districts
50 not participating in their establishment and maintenance and to
51 establish tuition charges therefor;

1 (21) To assign pupils residing within school districts
2 participating in an area [vocational-technical] career and
3 technical school and/or technical institutes to [vocational]
4 career and technical schools or departments maintained by other
5 area [vocational-technical] career and technical boards and
6 school districts with the approval of the area [vocational-
7 technical] career and technical boards and the district boards
8 maintaining such schools or departments, and to pay tuition for
9 pupils permitted to attend such area [vocational-technical]
10 career and technical schools, technical institutes and
11 [vocational] career and technical schools or departments;

12 (22) To locate area [vocational-technical] career and
13 technical schools and technical institutes;

14 (23) To collect tuition and fees;

15 (24) To do all things necessary to carry into effect the
16 purposes of this act;

17 (25) Whenever such schools and technical institutes are
18 authorized, to prepare an estimate of the total cost of and
19 expenditures to be made on account of each area [vocational-
20 technical] career and technical school and technical institute
21 for the following year, such estimate shall be filed with the
22 Department of [Public Instruction] Education no later than July
23 1 of each year for the approval of the department;

24 (26) When authorized by the participating school districts,
25 to establish capital reserve funds under the provisions of
26 section 1850.4 for the purposes of purchasing equipment and
27 maintaining facilities;

28 (c) All actions of an area [vocational-technical] career and
29 technical board shall be by a majority vote of the members of
30 the board either in convention or by mail ballot, whichever
31 procedure the board shall select: Provided, That the approval of
32 each operating budget shall require an affirmative vote of two-
33 thirds of the participating school districts and a majority vote
34 of all the school directors of all participating districts; and
35 provided further, for purposes of this requirement only, the
36 vote of any participating school district shall be determined by
37 a majority vote of all school directors comprising such
38 participating boards. All votes shall be duly recorded and shall
39 show how each member voted;

40 (d) An area [vocational-technical] career and technical
41 board shall have power to delegate the operation, administration
42 and management of the school or institute [(1) to one or more
43 county boards of school directors acting as agent for the area
44 vocational-technical board; or (2)] to a joint committee elected
45 from among the several participating boards of school directors.

46 Section 1850.2. Operation by Intermediate Unit Board of
47 Directors Acting as an Operating Agent.--When an intermediate
48 unit board of directors is designated as agent to operate,
49 administer and manage a school and/or institute, such agent
50 shall discharge its duties and responsibilities in accordance
51 with the provisions of a written agreement entered into by the

1 area [vocational-technical] career and technical board and the
2 intermediate unit board of directors. The agreement shall give
3 the agent the power and authority to operate, administer and
4 manage a school and/or institute given by law to an area
5 [vocational-technical] career and technical board and shall
6 provide that the agent shall conduct the affairs of the school
7 and/or institute within the limits of the budget adopted by the
8 area [vocational-technical] career and technical board. In no
9 event shall the powers granted an area [vocational-technical]
10 career and technical board by clauses (1), (4), (11), (17),
11 (19), (22) and (25) of section 1850.1 (b) be delegated hereunder
12 nor shall the powers granted an area [vocational-technical]
13 career and technical board by clauses (9), (10), (12) and (14)
14 of section 1850.1 (b) be delegated hereunder, except to the
15 extent that the subject items are fully provided for within the
16 current budget.

17 These same provisions shall apply when a joint committee is
18 designated to operate and manage a school and/or institute.

19 Section 1850.3. Operation by a Joint Committee.--(a) When a
20 joint committee is selected to operate a school and/or
21 institute, it shall be known as the area [vocational-technical]
22 career and technical school committee.

23 (b) The membership on such joint committee shall be
24 determined by agreement among the boards of participating school
25 districts, provided always that each participating school
26 district shall have at least one member thereon.

27 (c) Each participating board of school directors shall elect
28 one or more of its members, as the case may be, to serve on the
29 area [vocational-technical] career and technical committee. The
30 committee members, so elected, shall serve for a three-year
31 term, commencing the day of their election in the month of
32 December: Provided, however, That in the first election, the
33 terms of office of one-third of the members shall expire at the
34 end of the first year, the terms of office of one-third of the
35 members shall expire at the end of two years, and the terms of
36 office of the remaining one-third shall expire at the end of the
37 third year. The length of the terms of office of the initial
38 members shall be determined by the casting of lots.

39 (d) Each year, during the month of December, the joint
40 committee shall choose from its members a chairman and vice-
41 chairman, each to serve for one year; and shall, annually,
42 during the month of May, elect a treasurer to serve for one
43 year, beginning the first Monday in July following such
44 election; and shall, during the month of May, once every four
45 years, elect a secretary, who may or may not be a member of the
46 area [vocational-technical] career and technical board, to serve
47 for a term of four years, beginning the first Monday of July
48 following such election. The joint committee shall elect interim
49 officers to serve until the first regular December and May
50 election meetings.

51 Section 1850.4. Capital Reserve Fund for Approved Purchases

1 of Equipment and Facility Maintenance.--(a) Any area
2 [vocational-technical] career and technical board shall have the
3 power to create a special fund which may be designated as a
4 capital reserve fund and to accumulate therein moneys to be
5 expended, in accordance with the provisions of this section,
6 during a period not to exceed five years from the date when the
7 first payment was made into the fund, for the purpose of
8 purchasing equipment or maintaining facilities.

9 (b) The capital reserve fund herein provided for shall
10 consist of funds transferred during any fiscal year from
11 appropriations made for this particular purpose and of
12 unencumbered funds remaining from the current and/or prior
13 years' general fund.

14 (c) The moneys in the capital reserve fund shall be kept
15 separate and apart from any other fund by the treasurer of the
16 area [vocational-technical] career and technical board, and the
17 moneys in the fund may be invested by the operating agent in
18 securities legal for the investment of sinking fund moneys of
19 the school district. The interest earnings on investments shall
20 be paid into the capital reserve fund. The area [vocational-
21 technical] career and technical school shall annually show in
22 its financial report the amount of moneys in the capital reserve
23 fund which shall at all times be properly identified as to
24 purpose.

25 (d) The moneys in any such capital reserve fund may be
26 expended only upon approval of a majority of the members of the
27 operating agent only during the period of time for which the
28 fund was created and only for equipment purchases or facilities
29 maintenance projects and for no other purpose.

30 Section 1851. Establishment and Operation by the Department
31 of [Public Instruction] Education.--Where, in the judgment of
32 the [State Superintendent of Public Instruction] Secretary of
33 Education, the provisions of this act relating to the proper
34 [vocational] career and technical education and training of
35 children and adults have not been complied with or the
36 [vocational] career and technical education needs of children
37 and adults are not being adequately served, the Department of
38 [Public Instruction] Education is hereby authorized to provide,
39 including the payment of rental when necessary, establish,
40 maintain, administer, supervise and operate [vocational] career
41 and technical, [vocational] career and technical industrial,
42 [vocational] career and technical agricultural, [vocational
43 homemaking, vocational] career and technical family and consumer
44 sciences, career and technical marketing and distributive[,]
45 occupational education, post high school [vocational] career and
46 technical education or less than college level, schools,
47 departments or classes for the proper [vocational] career and
48 technical education and training of children and adults.
49 Eligibility for enrollment in such classes shall be determined
50 according to standards and regulations promulgated by the State
51 Board [for Vocational] of Career and Technical Education.

1 Section 1852. Payment of Shares.--Any school district of the
2 first, first A, second, third or fourth class establishing or
3 participating in the establishment of an area [vocational-
4 technical] career and technical school or a technical institute,
5 individually, or jointly, with two or more districts, shall have
6 the same power and authority to levy taxes to pay or to pay its
7 share of buildings, grounds, equipment, operating expenses and
8 other necessary expenses to establish, maintain and operate such
9 school or institute as it has to levy taxes, to purchase land,
10 construct and equip buildings, and operate elementary schools
11 and any additional schools and departments as defined in section
12 502 of this act.

13 Section 1853. Contracts to Lease.--An area [vocational-
14 technical] career and technical board authorized to establish
15 and operate an area [vocational-technical] career and technical
16 school or technical institute may enter into contracts with the
17 State Public School Building Authority, [the General State
18 Authority,] municipal authorities, nonprofit corporations,
19 municipal corporations, political subdivisions, public and
20 quasi-public and private agencies, Federal Government and its
21 agencies and instrumentalities to lease lands and buildings for
22 the purpose of operating an area [vocational-technical] career
23 and technical school or technical institute.

24 Section 1855. Career and Technical Education Equipment
25 Grants.--(a) For the 2000-2001 fiscal year and the 2001-2002
26 fiscal year, the Department of Education shall establish a grant
27 program to assist area [vocational-technical] career and
28 technical schools, school districts offering approved
29 [vocational-technical] career and technical programs and the
30 Thaddeus Stevens State College of Technology in purchasing
31 equipment that meets industry standards for the purpose of
32 providing training to students. Grants shall be limited to the
33 purchase of equipment in the following program areas: automotive
34 technology, auto body, diesel technology, precision machine
35 technology, heating ventilation and air conditioning, printing,
36 dental assisting, electronics, building trades and other program
37 areas approved by the Secretary of Education. Grants shall be
38 awarded by the Department of Education on a matching basis, two
39 State dollars (\$2) for every local dollar (\$1), and shall be
40 limited to funds appropriated for that purpose.

41 (b) For the 2016-2017 school year and for each school year
42 thereafter, the Department of Education shall establish a grant
43 program to assist each area [vocational-technical] career and
44 technical school and school district with an approved
45 [vocational] career and technical program that applies for and
46 is approved for funding by the Department of Education to
47 purchase equipment that meets industry standards. Grants shall
48 be distributed in an amount to be calculated as follows:

- 49 (1) A base amount of three thousand dollars (\$3,000).
50 (2) A per-student amount calculated as follows:
51 (i) Multiply the average daily membership in approved

1 [vocational] career and technical education programs for the
2 most recent year available for each area [vocational-technical]
3 career and technical school or school district that has been
4 approved for funding by the Department of Education by the
5 difference between the amount appropriated for career and
6 technical education equipment grants and the sum of the funding
7 distributed under paragraph (1) to all area [vocational-
8 technical] career and technical schools and school districts.

9 (ii) Divide the product from subparagraph (i) by the sum of
10 the average daily membership in approved [vocational] career and
11 technical education programs for the most recent year available
12 for all area [vocational-technical] career and technical schools
13 and school districts that have been approved for funding by the
14 Department of Education.

15 Amend Bill, page 10, line 5, by striking out all of said line
16 and inserting

17 (c) The application to apply for funding under subsection
18 (b) shall be developed by the Department of Education within
19 thirty days of the effective date of this section and only
20 require the following, which may be collected electronically:

21 (1) Name, address, e-mail address and telephone number of
22 the area [vocational-technical] career and technical school or
23 school district.

24 (2) Name, e-mail address and telephone number of an employe
25 of the area [vocational-technical] career and technical school
26 or school district who will be available to answer questions
27 regarding the funding application.

28 (3) Description of the equipment for which the requested
29 funding will be used, the career and technical education program
30 in which the equipment will be used, the date on which the
31 occupational advisory committee recommended the purchase of the
32 equipment and verification that the equipment will be used for
33 technical classroom instruction.

34 (d) The Department of Education may not request or consider
35 any information other than the information provided in the
36 funding application.

37 (e) Each area [vocational-technical] career and technical
38 school or school district with an approved [vocational] career
39 and technical program that submits a completed funding
40 application shall receive funding in the amount determined under
41 subsection (b).

42 (f) If insufficient funds are appropriated to make payments
43 under subsection (b), payments shall be made on a pro rata
44 basis.

45 (g) For purposes of this section, "occupational advisory
46 committee" shall mean an occupational advisory committee
47 established under 22 Pa. Code Ch. 339 (relating to vocational
48 education).

1 Amend Bill, page 10, line 6, by striking out "4" and
2 inserting

3 47

4 Amend Bill, page 10, line 15, by striking out "5" and
5 inserting

6 48

7 Amend Bill, page 15, by inserting between lines 19 and 20

8 Section 49. Sections 1922, 1925, 1901-A(4) and (5), 1905-
9 A(a) (7), 1913-A(b) (1.2), 1908-B(b), 1901-C(1) and (6), 1901-D(5)
10 and 1903-D(b) (1) of the act are amended to read:

11 Section 1922. [Vocational] Career and technical Education
12 for Out-of-School Youth and Adults.--The board of school
13 directors of any school district, when requested in writing by
14 twenty (20) or more out-of-school youth or adults having an
15 administratively feasible educational objective which has been
16 provided for in the State Plan for [Vocational] Career and
17 Technical Education for which facilities are available, shall
18 inaugurate and maintain such programs so long as enrollment
19 conditions warrant.

20 Section 1925. Pupils Less than Six or More than Twenty-
21 one.--Any board of school directors may admit persons less than
22 six years of age, or more than twenty-one years of age, to
23 suitable special or [vocational] career and technical schools or
24 departments.

25 Section 1901-A. Definitions.--The following words and
26 phrases, as used in this article, shall, unless a different
27 meaning is plainly required by the context, have the following
28 meaning:

29 * * *

30 (4) "Community college" shall mean a public college or
31 technical institute which is established and operated in
32 accordance with the provisions of this act by a local sponsor
33 which provides a two-year, postsecondary, college-parallel,
34 terminal-general, terminal-technical, out-of-school youth or
35 adult education program or any combination of these. The
36 community college may also provide area [vocational-technical]
37 career and technical education services and credit, nonremedial
38 college courses to secondary senior high school students.

39 (5) "Community college plan" shall mean a plan prepared in
40 accordance with the policies, standards, rules and regulations
41 of the State Board of Education for the establishment or
42 operation of a community college and shall include a survey of
43 any industrial development and manpower needs of the area and of
44 any [vocational] career and technical and occupational shortage
45 and the means by which the community college program and
46 curriculum shall further industrial development, reduce

1 unemployment and improve employable skills of residents of the
2 area to be served by the community college.

3 * * *

4 Section 1905-A. Powers and Duties of Board of Trustees.--(a)
5 The affairs of any community college established under this act
6 shall be administered and supervised by a board of trustees.
7 Subject to any law and to any policies, standards, rules and
8 regulations adopted by the State Board of Education provided for
9 community colleges, the board shall, for the purpose of
10 establishing, operating and maintaining a community college,
11 have the power, and its duty shall be:

12 * * *

13 (7) To enter into contracts for services to high schools of
14 member districts to provide area [vocational-technical] career
15 and technical education services.

16 * * *

17 Section 1913-A. Financial Program; Reimbursement of
18 Payments.--* * *

19 (b) * * *

20 (1.2) The Secretary of Education, in consultation with the
21 community colleges, shall promulgate standards for credit
22 courses and for noncredit courses that will be eligible for
23 Commonwealth reimbursement. The standards shall specifically
24 exclude from eligibility for reimbursement any course or program
25 in [avocational] noncareer, nontechnical or recreational
26 pursuits. The standards shall be promulgated by the beginning of
27 the 1994-1995 fiscal year. Until such standards are promulgated,
28 no community college will be reimbursed for any credit course
29 which was offered by such college as a noncredit course during
30 the college's 1992-1993 fiscal year.

31 * * *

32 Section 1908-B. Individuals Eligible for Admission.--* * *

33 (b) The course of instruction shall be the equivalent level
34 of a two-year postsecondary institution which shall include
35 [vocational-technical] career and technical education of no more
36 than two years leading to the awarding of certificates or
37 associate degrees, when approved by the Secretary of Education
38 in accordance with rules and regulations established by the
39 State Board for this level of education, for the purpose of
40 fitting pupils to pursue effectively a recognized profitable
41 employment.

42 Section 1901-C. Definitions.--For purposes of this article,
43 the following terms shall have the following meanings:

44 (1) "Alternative education program" or "program." Any
45 applicant's program applying for funds under this article, which
46 program is implemented by a school district, an area
47 [vocational-technical] career and technical school, a group of
48 school districts or an intermediate unit, which removes
49 disruptive students from regular school programs in order to
50 provide those students with a sound educational course of study
51 and counseling designed to modify disruptive behavior and return

1 the students to a regular school curriculum. Notwithstanding
2 section 1502, alternative education programs may operate outside
3 the normal school day of the applicant district, including
4 Saturdays. School districts and private alternative education
5 institutions operating pursuant to the provisions of Article
6 XIX-E shall adopt a policy for periodic review of those students
7 placed in their respective alternative education program for
8 disruptive students. This review shall occur, at a minimum, at
9 the end of every semester the student is in the program or more
10 frequently at the district's or private alternative education
11 institution's discretion. The purpose of this review is to
12 determine whether or not the student is ready to return to the
13 regular school curriculum. Programs may include services for
14 students returning from placements or who are on probation
15 resulting from being adjudicated delinquent in a proceeding
16 under 42 Pa.C.S. Ch. 63 (relating to juvenile matters) or who
17 have been judged to have committed a crime under an adult
18 criminal proceeding.

19 * * *

20 (6) "School." Any school classified by the Department of
21 Education as a middle school, junior high school, senior high
22 school or area [vocational-technical] career and technical
23 school.

24 * * *

25 Section 1901-D. Definitions.--For purposes of this article:

26 * * *

27 (5) "Postsecondary education resources." The term includes,
28 but is not limited to, area [vocational-technical] career and
29 technical schools, degree-granting institutions of higher
30 education accredited by an accrediting agency recognized by the
31 Federal Government, institutions licensed under the act of
32 December 15, 1986 (P.L.1585, No.174), known as the "Private
33 Licensed Schools Act," professional, [vocational] career and
34 technical or occupational certification or licensure programs
35 and educational technology.

36 * * *

37 Section 1903-D. Powers and Duties of Community Education
38 Council.--* * *

39 (b) Postsecondary educational opportunities may include, but
40 are not limited to, any of the following:

41 (1) Programs, courses or classes leading to professional,
42 [vocational] career and technical or occupational certification
43 or licensure, an associate degree, a bachelor's degree or a
44 master's degree.

45 * * *

46 Section 50. The definition of "school entity" in section
47 1901-E of the act is amended to read:

48 Section 1901-E. Definitions.--For purposes of this article,
49 the following terms shall have the following meanings:

50 * * *

51 "School entity." A school district, joint school, charter

1 school, area [vocational-technical] career and technical school,
2 combination of school districts or intermediate unit.

3 Section 51. The definition of "eligible applicant" in
4 section 1901-F of the act is amended to read:

5 Section 1901-F. Definitions.

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

9 * * *

10 "Eligible applicant." Any of the following:

11 (1) An institution of higher education.

12 (2) An institution of higher education in partnership
13 with one or more of the following:

14 (i) Another institution of higher education.

15 (ii) An area [vocational-technical] career and
16 technical school or [ATVS] area vocational-technical
17 school, as defined under 22 Pa. Code § 4.3 (relating to
18 definitions).

19 (iii) A community education council as defined under
20 section 1901-D.

21 (iv) A private licensed school as the term is
22 defined under section 2 of the act of December 15, 1986
23 (P.L.1585, No.174), known as the Private Licensed Schools
24 Act, that is authorized to confer the degree of Associate
25 in Specialized Technology or Associate in Specialized
26 Business and is accredited by the Accrediting Commission
27 of Career Schools and Colleges of Technology or the
28 Accrediting Council for Independent Colleges and Schools.

29 * * *

30 Section 52. Sections 1906-G(a) (2) and 1907-G(a) (9) of the
31 act are amended to read:

32 Section 1906-G. Establishment.

33 (a) General rule.--No later than December 31, 2016, the
34 board of trustees appointed under section 1905-G shall submit to
35 the secretary a proposed rural regional college plan in such
36 form and containing such information as the secretary may
37 require. In addition to other information which may be required
38 by the secretary, the plan shall include the following:

39 * * *

40 (2) A survey of the educational, [vocational] career and
41 technical and occupational needs of the area and the means by
42 which the proposed rural regional college will meet those
43 needs, reengage high school dropouts to earn their secondary
44 credentials and postsecondary credentials or industry
45 certification, reduce unemployment and improve the employable
46 skills of residents of the area to be served by the rural
47 regional college.

48 * * *

49 Section 1907-G. Powers and duties of board of trustees.

50 (a) General rule.--The board of trustees appointed under
51 section 1905-G shall administer and supervise the affairs of the

1 rural regional college established under this article. Subject
2 to any other law and to any regulations promulgated by the State
3 Board pertaining to rural regional colleges, the board of
4 trustees shall have the following powers and duties:

5 * * *

6 (9) To enter into contracts for services to high schools
7 located in the area designated by the secretary under section
8 1904-G to provide services, including area [vocational-
9 technical] career and technical education services.

10 * * *

11 Section 53. (Reserved).

12 Section 54. The definition of "low-achieving school" in
13 section 2002-B of the act is amended to read:

14 Section 2002-B. Definitions.

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

18 * * *

19 "Low-achieving school." A public school that ranked in the
20 lowest 15% of the school's designation as an elementary school
21 or a secondary school based on combined mathematics and reading
22 scores from the annual assessment administered in the previous
23 school year and for which the Department of Education has posted
24 results on the Department of Education's publicly accessible
25 Internet website. The term does not include a charter school,
26 cyber charter school or area [vocational-technical] career and
27 technical school.

28 * * *

29 Amend Bill, page 15, line 20, by striking out "6" and
30 inserting

31 55

32 Amend Bill, page 20, line 5, by striking out "7" and
33 inserting

34 56

35 Amend Bill, page 20, line 21, by striking out "8" and
36 inserting

37 57

38 Amend Bill, page 22, by inserting between lines 3 and 4

39 Section 58. The definition of "school entity" in section
40 2001-H of the act, added June 22, 2018 (P.L.241, No.39), is
41 amended to read:

42 Section 2001-H. Definitions.

43 The following words and phrases when used in this article
44 shall have the meanings given to them in this section unless the

1 context clearly indicates otherwise:

2 * * *

3 "School entity." A school district, intermediate unit, area
4 [vocational-technical] career and technical school, charter
5 school, cyber charter school or regional charter school.

6 * * *

7 Section 59. Sections 2110(b), 2401(8), 2501(1), (9), (10),
8 (11), (11.1) and (14.1), 2502(a) and (c) and 2502.6(b) of the
9 act are amended to read:

10 Section 2110. Eligible Lists of Persons Qualified to Teach;
11 Appointments.--* * *

12 (b) Except as superintendent of schools, associate
13 superintendent, assistant district superintendent, director of a
14 special branch, or as a principal of a high school, junior high
15 school, state teachers' college, or [vocational] career and
16 technical school, no person shall be appointed, promoted, or
17 transferred to any educational position in the public school
18 system, in school districts of the first class, whose name does
19 not appear among the three highest names upon the proper
20 eligible list, and in school districts of the first class A,
21 whose name does not appear among the top five names upon the
22 proper eligible list, or within the top ten per centum (10%) of
23 the names upon the list, whichever is greater. No person holding
24 a position at the time of the passage of this act shall be
25 displaced by the above provisions.

26 Section 2401. By Whom Audited.--The finances of every school
27 district and of every joint school board, in every department
28 thereof, together with the accounts of all school treasurers,
29 school depositories, teachers' retirement funds, teachers'
30 institute funds, directors' association funds, sinking funds,
31 and other funds belonging to or controlled by the district,
32 shall be properly audited as follows:

33 * * *

34 [(8) In county vocational school districts, by the county
35 auditors or county controller.]

36 * * *

37 Section 2501. Definitions.--For the purposes of this article
38 the following terms shall have the following meanings:

39 (1) "District Pupils" of a school district shall designate
40 all pupils enrolled in the public schools of the Commonwealth,
41 and of adjacent states, who are residents of a given school
42 district. [, except those pupils who are enrolled in the public
43 schools maintained by the vocational school district, the
44 territorial limits of which include the school district.

45 "District Pupils" of a vocational school district shall
46 designate all pupils enrolled in the public schools, maintained
47 by the vocational school district who are residents of the
48 district.]

49 * * *

50 (9) "Real Property Valuation." A school district's[,
51 vocational school district's] or municipality's real property

1 valuation, to be used for purposes of computing the basic
2 account standard reimbursement fraction, the subsidiary account
3 reimbursement fraction, the aid ratio, the market value/income
4 aid ratio and the equalized millage, shall be the valuation
5 placed upon its taxable real property by the State Tax
6 Equalization Board.

7 * * *

8 (10) "Number of District Teaching Units for Purposes of
9 Determination of Basic Account Standard Reimbursement Fraction,
10 and Subsidiary Account Reimbursement Fraction." A school
11 district's [or vocational school district's] number of district
12 teaching units for purposes of determination of the basic
13 account standard reimbursement fraction and the subsidiary
14 account reimbursement fraction shall be obtained as follows: (i)
15 divide by twenty-two (22) the number of district pupils in
16 average daily membership in a public high school and in high
17 school grades of a laboratory school of a State-owned college
18 during the preceding school term, (ii) divide by thirty (30) the
19 number of district pupils in average daily membership in a
20 public elementary school and laboratory school of a State-owned
21 college during the preceding school term, and (iii) add the
22 quotients obtained under (i) and (ii) above, except when the
23 pupil-teacher ratio exceeds thirty-three (33), in which case,
24 the sum obtained under (i) and (ii) above shall be multiplied by
25 thirty-three (33) and the product so obtained shall be divided
26 by the pupil-teacher ratio of the district. No school district
27 [or vocational school district] shall be credited with less than
28 one teaching unit. No school district [or vocational school
29 district] shall be assigned a basic account standard
30 reimbursement fraction lower in value than the minimum
31 instruction subsidy divided by the maximum instruction subsidy.
32 All one-room schools operated in accordance with the provisions
33 of this act shall, if their operation is approved, be credited
34 with at least one teaching unit. The State Board of Education
35 shall withhold its approval of any one-room one-teacher school,
36 unless (i) topography, distance or condition of roads are such
37 as to make transportation of pupils impractical, or (ii) it is
38 impossible to accommodate pupils in existing graded schools in
39 the district or other districts, or (iii) the district is
40 financially unable to construct a consolidated school.

41 * * *

42 (11) "Actual Instruction Expense Per Elementary Teaching
43 Unit, Actual Instruction Expense Per Elementary Teaching Unit in
44 a Laboratory School of a State-owned College, Actual Instruction
45 Expense Per Secondary Teaching Unit, Actual Instruction Expense
46 Per Secondary Teaching Unit in a Laboratory School of a State-
47 owned College, Actual Instruction Expense Per Joint Elementary
48 Teaching Unit, Actual Instruction Expense Per Joint Secondary
49 Teaching Unit, Actual Instruction Expense Per Area Technical
50 School Teaching Unit." In 1958 in the month of September and
51 thereafter annually in the month of September, the Department of

1 [Public Instruction] Education shall calculate for each school
2 district for the immediately preceding school year the actual
3 instruction expense per elementary teaching unit for elementary
4 pupils educated in the district's public schools, the actual
5 instruction expense per secondary teaching unit for secondary
6 pupils educated in the district's public schools, the actual
7 instruction expense per joint elementary teaching unit for
8 elementary pupils educated in elementary schools of jointures of
9 which the district is a member, the actual instruction expense
10 per joint secondary teaching unit for secondary pupils educated
11 in secondary schools of jointures of which the district is a
12 member, the actual instruction expense per area technical school
13 teaching unit for pupils educated in area technical schools in
14 which the district participates, the actual instruction expense
15 per elementary teaching unit for elementary pupils residing in
16 the district and educated in the public schools of other
17 districts within the Commonwealth, and the actual instruction
18 expense per secondary teaching unit for secondary pupils
19 residing in the district and educated in the public schools of
20 other districts within the Commonwealth. In each case, actual
21 instruction expense per teaching unit shall be the sum of (i)
22 and (ii) below but in no case shall include expenses for debt
23 service, capital outlay, rentals of capital facilities and
24 equipment, salaries and expenses for school nurses, for medical
25 and dental services, for driver education courses, for
26 reimbursable transportation of pupils, for tuition paid to other
27 school districts, for reimbursable board and lodging in lieu of
28 transportation, for salaries of directors and supervisors of
29 special education, public school psychologists, principals of
30 special schools and assistants, teachers of approved special
31 classes for physically and mentally handicapped children, clerks
32 and assistants employed in programs for special education, for
33 school district contributions to the retirement fund on behalf
34 of directors and supervisors of special education, public school
35 psychologists, principals of special schools and assistants,
36 teachers of approved special classes for physically and mentally
37 handicapped children, clerks and assistants employed in programs
38 for special education, for the cost of textbooks and supplies of
39 the second class used in special education classes or schools,
40 for extension schools and classes, for extension recreation
41 activities, for [vocational] career and technical extension
42 education, or for instruction of homebound children. (i)
43 Expenses of general control per teaching unit. Expenses of
44 general control shall include: salaries, supplies and other
45 expenses of the secretary's office; commission or salary of
46 treasurer, tax collector, auditors and legal service; expenses
47 of census enumeration and other expenses of business
48 administration; salaries of the superintendent of schools and
49 clerks of the superintendent of schools; expenses of supplies
50 and other expenses of the superintendent of schools' office; and
51 other expenses of general control. In the case of computation of

1 actual instruction expense per elementary teaching unit for
2 district pupils educated in the schools of the district and for
3 district pupils educated in the public schools of other
4 districts within the Commonwealth and actual instruction expense
5 per secondary teaching unit for district pupils educated in the
6 schools of the district and for district pupils educated in the
7 public schools of other districts within the Commonwealth,
8 expenses of general control per teaching unit shall be
9 calculated by dividing the foregoing listed expenses of general
10 control of the school district by the number of teaching units
11 based on the number of all pupils who are residents of the
12 school district and are in average daily membership in the
13 public schools of the Commonwealth. In the case of computation
14 of actual instruction expense per joint elementary teaching unit
15 and actual instruction expense per joint secondary teaching
16 unit, expenses of general control per teaching unit shall be
17 calculated by dividing the foregoing listed expenses of general
18 control of the school district by the number of teaching units
19 based on the number of all pupils who are residents of the
20 school district and are in average daily membership in the
21 public schools of the Commonwealth, and adding thereto the
22 quotient obtained by dividing the foregoing listed expenses of
23 general control of the joint school district by the number of
24 joint teaching units based on the number of pupils who are
25 residents of school districts that are members of the joint
26 school district and are in average daily membership in the
27 schools of the joint school district. In the case of computation
28 of actual instruction expense per area technical school teaching
29 unit, expenses of general control per teaching unit shall be
30 computed by dividing the foregoing listed expenses of general
31 control of the school district by the number of teaching units
32 based on the total number of all pupils who are residents of the
33 school district and are in average daily membership in the
34 public schools of the Commonwealth, and adding thereto the
35 quotient obtained by dividing the foregoing listed expenses of
36 general control of the area technical school by the number of
37 area technical school teaching units based on the number of
38 pupils who are residents of districts participating in the area
39 technical school and are in average daily membership in the area
40 technical school. (ii) Expenses of the school district, joint
41 school district, area technical school, or such other school
42 district within the Commonwealth in which the districts' pupils
43 are educated, as the case may be, on account of instruction,
44 auxiliary agencies and coordinate activities, operation of
45 school plant, maintenance of school plant, and fixed charges,
46 and each separately for elementary and for secondary schools,
47 per teaching unit, calculated by dividing the sums of (a), (b),
48 (c), (d), and (e) below by the numbers of elementary, secondary,
49 joint elementary, joint secondary, and area technical school
50 teaching units, respectively, based on the number of all pupils
51 on an equivalent full-time basis in average daily membership in

1 the public schools of the district, or joint district, or the
2 area technical school, or other school district within the
3 Commonwealth in which pupils of the district are educated, as
4 the case may be; (a) expenses of instruction, to include
5 salaries of supervisors and other expenses of supervisors,
6 salaries of principals and principals' clerks, supplies of the
7 principals' offices, other expenses of supervision, teachers'
8 and teacher-librarians, salaries, textbooks, library books,
9 supplies used in instruction including library supplies,
10 expenses of attending teachers' institutes, commencement
11 exercise and exhibit expenses, and other expenses of
12 instruction, (b) expenses of auxiliary agencies and coordinate
13 activities, to include salaries, books, repairs, replacements,
14 and other expenses of public libraries, and non-reimbursable
15 transportation and board and lodging in lieu of transportation,
16 and provisions for tubercular and undernourished children,
17 community lectures, social centers and recreation, enforcement
18 of attendance, and other expenses of auxiliary agencies and
19 coordinate activities, (c) expenses of operation of school
20 plant, to include wages of janitors and other employes, fuel,
21 water, light, power, janitors' supplies, care of grounds,
22 services other than personal, telephone rental, and other
23 expenses of operation, (d) expenses of maintenance of school
24 plant, to include upkeep of grounds, repair of buildings,
25 repairs and replacements, heating, plumbing, lighting, apparatus
26 used in instruction, furniture, and other equipment, (e)
27 expenses of fixed charges, to include payments made to the
28 retirement board, rent, all insurance, and other fixed charges:
29 Provided, That the actual instruction expense for elementary
30 teaching unit for district pupils educated in the elementary
31 grades of a laboratory school of a State-owned college and the
32 actual instruction expenses for secondary teaching unit for
33 district pupils educated in the high school grades of a
34 laboratory school of a State-owned college shall be computed by
35 (i) dividing the total amount of money paid to the State-owned
36 college by the resident district for the education of all
37 resident elementary children enrolled in a laboratory school of
38 a State-owned college by the number of such elementary teaching
39 units based on the total number of such resident children in
40 average daily membership in the laboratory school, (ii) dividing
41 the total amount of money paid to the State-owned college by the
42 resident district for the education of all resident secondary
43 children enrolled in a laboratory school of a State-owned
44 college by the number of such secondary teaching units based on
45 the total number of such resident children in average daily
46 membership in the laboratory school. The teaching units are
47 computed on the basis of thirty (30) equivalent full time
48 elementary children and twenty-two (22) equivalent full time
49 secondary children.

50 (11.1) "Actual Instruction Expense per Weighted Average
51 Daily Membership." For the school year 1966-1967, and each

1 school year thereafter, the [Superintendent of Public
2 Instruction] Secretary of Education shall calculate for each
3 school district the actual instruction expense per weighted
4 average daily membership for each district pupil. The actual
5 instruction expense shall include all General Fund expenses of
6 the district except those for health services, transportation,
7 debt service, capital outlay, home-bound instruction, and
8 outgoing transfers to community colleges and technical
9 institutes. From this cost shall be deducted the amount received
10 from the State for driver's education; special class operation;
11 [vocational] career and technical curriculums; area [vocational]
12 career and technical schools; payments of tuition by district
13 patrons, parents, the State and Federal government; and all
14 moneys received from the State or Federal government under
15 Public Laws 89-10 (Elementary and Secondary Education Act), 88-
16 452 (Economic Opportunity Act), and 87-415 (Manpower Training
17 and Development Act) and for projects under section 2508.3 of
18 this act. The actual instruction expense so determined, when
19 divided by the weighted average daily membership for the
20 district shall be the actual instruction expense per weighted
21 average daily membership.

22 * * *

23 (14.1) "Market Value/Income Aid Ratio." For purposes of
24 reimbursement to a school district under subsections (d), (e),
25 and (f) of section 2502, section 2502.8, section 2502.22,
26 section 2502.25, section 2502.26 and section 2592, or to an
27 intermediate unit or area [vocational-technical] career and
28 technical school, shall be the Commonwealth's method of
29 determining the combined market value and income wealth for each
30 pupil, and shall be computed, for the school year for which
31 reimbursement is being paid, as follows:

32 (a) (i) Divide the market value per weighted average daily
33 membership of the district, intermediate unit or area
34 [vocational-technical] career and technical school by the market
35 value per weighted average daily membership of the State;

36 (ii) Determine the product of subsection (a)(i) multiplied
37 by .5;

38 (iii) Subtract the resultant product in subsection (a)(ii)
39 from 1.000 to determine the market value portion of the aid
40 ratio.

41 (iv) For purposes of the calculation described in subsection
42 (a)(i) through (iii), the market value of a district shall be
43 the real property valuation of the district for the calendar
44 year that concluded during the school year immediately preceding
45 the school year for which reimbursement is being paid. The
46 market value of an intermediate unit or area [vocational-
47 technical] career and technical school shall be the sum of the
48 real property valuations of each of its component districts for
49 the calendar year that concluded during the school year
50 immediately preceding the school year for which reimbursement is
51 being paid. The weighted average daily membership of a district

1 shall be the weighted average daily membership for the school
2 year immediately preceding the school year for which
3 reimbursement is being paid. The weighted average daily
4 membership of an intermediate unit or area [vocational-
5 technical] career and technical school shall be the sum of the
6 weighted average daily memberships of each of its component
7 districts for the school year immediately preceding the school
8 year for which reimbursement is being paid.

9 (b) (i) Divide the income per weighted average daily
10 membership of the district, the intermediate unit or area
11 [vocational-technical] career and technical school by the
12 average personal income per weighted average daily membership of
13 the State;

14 (ii) Determine the product of subsection (b) (i) multiplied
15 by .5;

16 (iii) Subtract the resultant product in subsection (b) (ii)
17 from 1.000 to determine the income aid ratio.

18 (iv) For purposes of the calculation described in subsection
19 (b) (i) through (iii), the income of a district shall be the
20 personal income valuation of the district. The income of an
21 intermediate unit or area [vocational-technical] career and
22 technical school shall be the sum of the personal income
23 valuations of each of its component districts. The weighted
24 average daily membership of the district shall be the weighted
25 average daily membership for the school year immediately
26 preceding the school year for which reimbursement is being paid.
27 The weighted average daily membership of an intermediate unit or
28 area [vocational-technical] career and technical school shall be
29 the sum of the weighted average daily memberships of each of its
30 component districts for the school year immediately preceding
31 the school year for which reimbursement is being paid.

32 (c) Add sixty percent (60%) of the market value aid ratio to
33 forty percent (40%) of the income aid ratio to determine the
34 market value/income aid ratio.

35 (d) For payments beginning in the 1989-1990 school year and
36 each school year thereafter, the Department of Education shall
37 utilize an adjusted personal income valuation for the 1987 tax
38 year and each tax year thereafter respectively in computing the
39 market value/income aid ratio for such districts. The adjusted
40 personal income valuation shall be calculated by dividing the
41 total out-of-State tax credits claimed by the residents of a
42 school district by the State personal income tax rate and
43 subtracting that amount from the total personal income valuation
44 for the individual school district. The State total personal
45 income valuation shall remain that as certified by the
46 Department of Revenue and shall not be adjusted to reflect out-
47 of-State tax credits.

48 * * *

49 Section 2502. Payments on Account of Instruction.--(a)
50 Every school district [and every vocational school district]
51 shall be paid by the Commonwealth on account of the instruction

1 of pupils an amount to be determined by multiplying the numbers
2 of elementary, secondary, joint elementary, joint secondary,
3 State-owned college laboratory school, or area technical school
4 teaching units, each based on the number of all pupils, except
5 kindergarten pupils, who are residents of the district and are
6 in average daily membership in the district's public schools,
7 joint elementary schools, joint high schools, laboratory schools
8 of State-owned colleges, or area technical schools respectively,
9 and in the case of kindergarten pupils based on the number of
10 kindergarten teachers employed: Provided, That for the school
11 year 1962-1963, and for each school year thereafter, the number
12 of equivalent full time kindergarten teachers in a laboratory
13 school of a State-owned college shall be prorated among all the
14 districts having children enrolled in the laboratory school
15 kindergarten on the basis of the total number of kindergarten
16 pupils who are legal residents of such districts and who are in
17 average daily membership in the laboratory school kindergarten,
18 and for the school year 1957-1958 and for each school year
19 thereafter, the numbers of elementary or secondary teaching
20 units, each based on the number of all pupils who are residents
21 of the district and who are in average daily membership in the
22 elementary schools or secondary schools of other school
23 districts within the Commonwealth, by the district's basic
24 account standard reimbursement fraction; and for the school year
25 1955-1956 by four thousand nine hundred dollars (\$4900); for the
26 school year 1956-1957 by five thousand three hundred dollars
27 (\$5300); for the school year 1957-1958 and for each school year
28 thereafter by the lesser of actual instruction expense per
29 elementary, secondary, joint elementary, joint secondary,
30 laboratory school elementary, laboratory school secondary, area
31 technical school, elementary educated in the public schools of
32 other districts within the Commonwealth, secondary educated in
33 the public schools of other districts within the Commonwealth
34 teaching unit, each as the case may be, or five thousand eight
35 hundred dollars (\$5800); for the school year 1962-1963 by the
36 lesser of actual instruction expense per elementary, secondary,
37 joint elementary, joint secondary, laboratory school elementary,
38 laboratory school secondary, area technical school, elementary
39 educated in the public schools of other districts within the
40 Commonwealth, secondary educated in the public schools of other
41 districts within the Commonwealth teaching unit, each as the
42 case may be, or six thousand five hundred dollars (\$6500); and
43 for the school year 1963-1964 and for each school year
44 thereafter by the lesser of actual instruction expense per
45 elementary, secondary, joint elementary, joint secondary,
46 laboratory school elementary, laboratory school secondary, area
47 technical school, elementary educated in the public schools of
48 other districts within the Commonwealth, secondary educated in
49 the public schools of other districts within the Commonwealth
50 teaching unit, each as the case may be, or six thousand eight
51 hundred dollars (\$6800). For the school year 1953-1954 and each

1 school year thereafter, teaching units shall be based on the
2 number of all pupils, except kindergarten pupils, who are
3 residents of the school district in average daily membership in
4 the district's public schools in State-owned college laboratory
5 schools and in elementary schools and high schools operated by
6 joint boards of which the district of residence is a member, and
7 in area technical schools in which the district of residence
8 participates. In the case of kindergarten pupils, teaching units
9 shall be one for each kindergarten teacher employed by the
10 district: Provided, That for the school year 1957-1958 and for
11 each school year thereafter, additional teaching units shall be
12 based on the numbers of all pupils who are residents of the
13 district and are in average daily membership in the elementary
14 schools of other districts in the Commonwealth or who are in
15 average daily membership in the secondary schools of other
16 districts within the Commonwealth: Further provided, That in the
17 case of such pupils teaching units shall be calculated on the
18 basis of thirty-five (35) elementary pupils and twenty-six (26)
19 secondary pupils per teaching unit, respectively.

20 * * *

21 (c) For no year shall any school district [or vocational
22 school district] receive less than the minimum subsidy per
23 teaching unit, nor shall any school district of the first class
24 A, during the school year 1953-1954 for the school year 1952-
25 1953, or during the school year 1954-1955 for the school year
26 1953-1954, or during the school year 1955-1956 for the school
27 year 1954-1955, receive less per teaching unit than the amount
28 received by any district of the first class.

29 * * *

30 Section 2502.6. Proportionate Reduction of Payments.--* * *

31 (b) If the sums appropriated for the 1982-1983 school year
32 and each school year thereafter are not sufficient to pay in
33 full the total amounts to which all qualified school districts,
34 intermediate units, area [vocational-technical] career and
35 technical schools and nonpublic schools are entitled to receive
36 under the provisions of sections 917.1-A, 919.1-A, 922.1-A, 923-
37 A(d) and 2502.8 for such year, the allocations to the school
38 districts, intermediate units, area [vocational-technical]
39 career and technical schools and nonpublic schools shall be
40 proportionately reduced to the extent necessary to bring the
41 aggregate of the school district, intermediate unit, area
42 [vocational-technical] career and technical school and nonpublic
43 school allocations within the limits of the amounts
44 appropriated.

45 Section 60. Section 2502.8 of the act, amended June 28, 2019
46 (P.L.117, No.16), is amended to read:

47 Section 2502.8. Payments on Account of Pupils Enrolled in
48 Career and Technical Curriculums.--(a) For the purpose of
49 reimbursement in accordance with this section, [vocational]
50 career and technical curriculums are agriculture education,
51 marketing and distributive occupational education, health

1 occupations education, [home economics] family and consumer
2 sciences education (gainful), business education, computer and
3 information technology, technical education, trade and
4 industrial education, or any other occupational oriented program
5 approved by the Secretary of Education.

6 (b) For the 1981-1982 school year through the 1984-1985
7 school year, each school district so entitled shall be paid, in
8 addition to any other subsidy to which it is entitled, an amount
9 on account of resident pupils enrolled in [vocational] career
10 and technical curriculums; for the 1985-1986 school year through
11 the 1999-2000 school year, each school district and area
12 [vocational-technical] career and technical school shall be paid
13 an amount on account of students enrolled in [vocational] career
14 and technical curriculums; for the 2000-2001 school year and
15 each school year thereafter, each school district, area
16 [vocational-technical] career and technical school and charter
17 school shall be paid an amount on account of students enrolled
18 in [vocational] career and technical curriculums, determined as
19 follows:

20 (1) Determine the increase in the weighted average daily
21 membership by multiplying the number of students in average
22 daily membership in [vocational] career and technical
23 curriculums in area [vocational-technical] career and technical
24 schools by twenty-one hundredths (.21) and the number of
25 students in average daily membership in school district and
26 charter school [vocational] career and technical curriculums by
27 seventeen hundredths (.17).

28 (2) Multiply the lesser of the district's actual instruction
29 expense per weighted average daily membership or the base earned
30 for reimbursement by the market value/income aid ratio or by
31 three hundred seventy-five thousandths (.375), whichever is
32 greater.

33 (3) Multiply the increase in weighted average daily
34 membership determined in clause (1) by the result of clause (2).

35 (4) For the 1985-1986 through 1999-2000 school years, the
36 Commonwealth shall pay the amount required by this section to
37 the school district or area [vocational-technical] career and
38 technical school which provides the program upon which
39 reimbursement is based.

40 (5) For the 2000-2001 school year and each school year
41 thereafter, the Commonwealth shall pay the amount required under
42 this section to the school district, area [vocational-technical]
43 career and technical school or charter school which provides the
44 programs upon which reimbursement is based.

45 (c) For the school year 1998-1999, any additional funding
46 provided by the Commonwealth over the amount provided for the
47 school year 1997-1998 will be distributed to area [vocational-
48 technical] career and technical schools and to school districts
49 with eight (8) or more [vocational] career and technical
50 programs based on subsection (b).

51 (d) For the school year 1999-2000, any additional funding

1 provided by the Commonwealth over the amount provided for the
2 school year 1998-1999 will be distributed to area [vocational-
3 technical] career and technical schools, to school districts
4 with eight (8) or more [vocational] career and technical
5 programs and to school districts offering a [vocational] career
6 and technical agricultural education program, based on
7 subsection (b).

8 (e) For the school year 2000-2001 and each school year
9 thereafter, any additional funding provided by the Commonwealth
10 over the amount provided for the school year 1998-1999 will be
11 distributed to area [vocational-technical] career and technical
12 schools, to school districts and charter schools with eight (8)
13 or more [vocational] career and technical programs and to school
14 districts and charter schools offering a [vocational] career and
15 technical agricultural education program based on subsection
16 (b).

17 (f) For the school year 2018-2019 and each school year
18 thereafter, payments made under this section shall be funded
19 from the appropriation for career and technical education and
20 shall not be proportionately reduced in accordance with section
21 2502.6(b) or any other law.

22 Section 61. Sections 2506.1, 2507, 2508, 2508.1, 2508.3,
23 2508.4, 2508.5, 2509.5(n)(1)(i), (r)(1)(i), (w)(1)(i) and (dd)
24 (1)(i) and (iii)(A), 2513.1, 2515, 2518 second paragraph, 2552.1
25 (a), (a.1) and (b), 2561 introductory paragraph and (4), 2562,
26 2563, 2574(e), 2574.2, 2574.3(a), 2575(b), 2577(b) and (c),
27 2578(b), 2593 heading and (b), 2594, 2595(b), (c)(1)(iv) and
28 (h), 2597.3, 2597.4(2)(iv), 2597.5(c)(4), 2599(b) and (d)(6),
29 2599.1(c), 2599.2(f), 2602-B(e) and (f) and 2604-B(b)(2)(i) and
30 (3) of the act are amended to read:

31 Section 2506.1. Payments on Account of Approved Adult
32 Program Travel.--(a) Every school district and area
33 [vocational-technical] career and technical school shall be paid
34 by the Commonwealth for every school year, on account of
35 approved adult [vocational] career and technical program
36 traveling expenses in the discharge of teaching and supervisory
37 responsibilities of teachers, coordinators, supervisors and
38 directors in [vocational] career and technical education, eighty
39 per centum (80%) of the sum expended by the school district or
40 area [vocational-technical] career and technical school for such
41 approved travel.

42 (b) For the 1991-1992 school year and each school year
43 thereafter, the Commonwealth shall pay the amount required by
44 this section to the school district or area [vocational-
45 technical] career and technical school which provides the
46 program upon which such reimbursement is based.

47 Section 2507. Payments on Account of Approved [Vocational]
48 Career and Technical Extension Classes and Pre-employment
49 Training.--Every school district and every [vocational school
50 district and area vocational-technical] area career and
51 technical school, regardless of classification, shall be paid by

1 the Commonwealth for every school year, on account of approved
2 [vocational] career and technical extension classes and pre-
3 employment training, eighty per cent (80%) of the sum which was
4 expended by the district or area [vocational-technical] career
5 and technical school for the compensation of [vocational] career
6 and technical extension and pre-employment training teachers and
7 supervisors. For the purpose of computing reimbursement, the
8 maximum compensation shall be four dollars (\$4.00) per hour for
9 the 1985-1986 through the 1989-1990 school years and eight
10 dollars and sixty cents (\$8.60) per hour for the 1990-1991
11 school year and each school year thereafter and the amount
12 expended for supervisory salaries shall not exceed twenty per
13 cent (20%) of the sum expended for teachers' salaries: Provided,
14 That in special cases when travel time or unusual preparation of
15 instructional materials or other factors result in an inadequate
16 compensation, the Department of Education may approve additional
17 reimbursable employment time for such additional services upon
18 the submission of adequate substantiative evidence from the
19 responsible superintendent of schools. For the 1985-1986 school
20 year and each school year thereafter, the Commonwealth shall pay
21 the amount required by this section to the school district or
22 area [vocational-technical] career and technical school which
23 provided the approved [vocational] career and technical
24 extension classes and pre-employment training for which
25 reimbursement is made.

26 Section 2508. Distribution of Unencumbered Funds for
27 [Vocational] Career and Technical Education.--The State Board
28 [for Vocational] of Career and Technical Education shall
29 administer the allocation of Federal and State [vocational]
30 career and technical education funds which are otherwise
31 unencumbered. Allocations shall be made for the furtherance of
32 the provisions of the State and Federal [vocational] career and
33 technical education acts with emphasis on the improvement of
34 facilities, reimbursement of teachers' salaries, research and
35 projects which will contribute to the economic welfare of youth
36 and adults.

37 Section 2508.1. Payment on Account of Equipment Purchased
38 for Area [Vocational-Technical] Career and Technical Schools and
39 Technical Institutes.--Every area [vocational-technical] career
40 and technical board operating approved area [vocational-
41 technical] career and technical schools or technical institutes
42 shall be paid by the Commonwealth, annually, on account of
43 instructional equipment approved by the Department of [Public
44 Instruction] Education, purchased and installed, a proportionate
45 share of Federal and State funds available and expendable for
46 that purpose. The Department of [Public Instruction] Education
47 may make advanced payment of available but unencumbered State
48 and Federal funds to expedite the purchase of equipment.

49 Section 2508.3. Payments for [Vocational] Career and
50 Technical Training of Recipients of Public Assistance and
51 Unemployment Compensation.--The State Board [for Vocational] of

1 Career and Technical Education shall establish rules and
2 regulations and thereunder, approve and authorize payment of the
3 full cost of intensive [vocational] career and technical
4 education classes for qualified public assistance recipients or
5 other unemployed, to take definite available employment which
6 may be contingent upon such training.

7 The State Board [for Vocational] of Career and Technical
8 Education shall further establish rules and regulations and
9 thereunder approve and authorize payments from funds
10 specifically appropriated for that purpose up to the full cost,
11 including administration, of intensive [vocational] career and
12 technical educational classes to increase skill levels for those
13 persons for whom there are no public training programs available
14 as the unfilled and expanding needs of the Pennsylvania economy
15 shall require in the following categories:

- 16 (1) Part-time workers not otherwise employed;
- 17 (2) Employed persons who are working below their skill
18 levels and capacities.

19 Said rules and regulations shall further provide for the
20 implementation of emergency training programs, as the needs of
21 the Pennsylvania economy and the requirements of the above-
22 categorized persons shall require. The board shall authorize
23 said emergency programs and the funding thereof, under said
24 rules and regulations as the necessity therefor shall become
25 apparent.

26 Said board shall, from time to time, conduct necessary
27 studies and surveys to determine the need for the establishment
28 of said programs and facilities as the needs of the Pennsylvania
29 economy and such persons shall require.

30 Section 2508.4. Payments on Account of Improvements and
31 Additions in [Vocational-Technical] Career and Technical
32 Curriculums.--Every area [vocational] career and technical board
33 operating an approved program of [vocational] career or
34 technical education in its own or rented space shall be paid by
35 the Commonwealth for every school year on account of approved
36 replacement, updating and improvement of equipment and on
37 account of approved new or additional equipment up to fifty per
38 cent of the cost of such improvements and additions.

39 Section 2508.5. Payment on Account of Equipment Purchased
40 for Area [Vocational-Technical] Career and Technical Schools and
41 School Districts.--(a) For the 2013-2014 school year, each area
42 [vocational-technical] career and technical school and school
43 district with an approved [vocational] career and technical
44 program that applies to and is approved by the Department of
45 Education under subsection (b) for funding for the purchase of
46 equipment that meets industry standards for the purpose of
47 training to students shall receive a grant in an amount equal to
48 the sum of the following:

- 49 (1) An equal share of one million five hundred thousand
50 dollars (\$1,500,000), determined by dividing one million five
51 hundred thousand dollars (\$1,500,000) by the total number of

1 area [vocational-technical] career and technical schools and
2 school districts that have been approved for funding by the
3 Department of Education under subsection (b).

4 (2) A per student amount calculated as follows:

5 (i) Multiply the 2012-2013 average daily membership in
6 approved [vocational] career and technical education programs
7 for each area [vocational-technical] career and technical school
8 or school district that has been approved for funding by the
9 Department of Education under subsection (b) by one million five
10 hundred thousand dollars (\$1,500,000).

11 (ii) Divide the product from subclause (i) by the sum of the
12 2012-2013 average daily membership in approved [vocational]
13 career and technical education programs for all area
14 [vocational-technical] career and technical schools and school
15 districts that have been approved for funding by the Department
16 of Education under subsection (b).

17 (b) (1) Within thirty (30) days of the effective date of
18 this subsection, the Department of Education shall establish
19 guidelines under which area [vocational-technical] career and
20 technical schools, and school districts with approved
21 [vocational] career and technical programs may apply to the
22 department for funding for the purchase of equipment, which
23 shall include a funding application and an application deadline.

24 (2) The funding application established by the Department of
25 Education pursuant to clause (1) shall require only the
26 following information which may be collected electronically:

27 (i) Name, address, e-mail address and telephone number of
28 the area [vocational-technical] career and technical school or
29 school district.

30 (ii) Name, e-mail address and telephone number of an employe
31 of the area [vocational-technical] career and technical school
32 or school district who will be available to answer questions
33 regarding the funding application.

34 (iii) Description of the equipment for which the requested
35 funding will be used.

36 (3) In approving funding applications under this section,
37 the Department of Education shall request and consider no
38 information other than the information provided in the funding
39 application established under clause (2). Each area [vocational-
40 technical] career and technical school or school district with
41 an approved [vocational] career and technical program that
42 submits a completed funding application under this subsection
43 shall receive funding in the amount determined under subsection
44 (a).

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

47 (n) School districts will qualify for supplemental payments
48 under subsection (m) if:

49 (1) (i) the school district's special education
50 expenditures for the 1994-1995 school year, as a percentage of
51 the sum of the school district's 1994-1995 school year

1 expenditures for regular education, [vocational-technical]
2 career and technical education and special education, are equal
3 to or greater than the special education expenditures of all
4 school districts for the 1994-1995 school year, as a percentage
5 of the sum of the 1994-1995 school year expenditures of all
6 school districts for regular education, [vocational-technical]
7 career and technical education and special education; and

8 * * *

9 (r) School districts will qualify for supplemental payments
10 under subsection (q) if:

11 (1) (i) the school district's special education
12 expenditures for the 1995-1996 school year as a percentage of
13 the sum of the school district's 1995-1996 school year
14 expenditures for regular education, [vocational-technical]
15 career and technical education and special education is equal to
16 or greater than the special education expenditures of all school
17 districts for the 1995-1996 school year as a percentage of the
18 sum of the 1995-1996 school year expenditures of all school
19 districts for regular education, [vocational-technical] career
20 and technical education and special education; and

21 * * *

22 (w) School districts shall qualify for supplemental payments
23 under subsection (v) if:

24 (1) (i) The school district's special education
25 expenditures for the 1996-1997 school year as a percentage of
26 the sum of the school district's 1996-1997 school year
27 expenditures for regular education, [vocational-technical]
28 career and technical education and special education is equal to
29 or greater than the special education expenditures of all school
30 districts for the 1996-1997 school year as a percentage of the
31 sum of the 1996-1997 school year expenditures of all school
32 districts for regular education, [vocational-technical] career
33 and technical education and special education;

34 * * *

35 (dd) Supplemental payments shall be as follows:

36 (1) School districts shall qualify for additional
37 supplemental payments if all of the following apply:

38 (i) The school district's special education expenditures for
39 the 1997-1998 school year, as a percentage of the sum of the
40 school district's 1997-1998 school year expenditures for regular
41 education, [vocational-technical] career and technical education
42 and special education, is equal to or greater than the special
43 education expenditures of all school districts for the 1997-1998
44 school year, as a percentage of the sum of the 1997-1998 school
45 year expenditures of all school districts for regular education,
46 [vocational-technical] career and technical education and
47 special education.

48 * * *

49 (iii) The district does not meet all of the following
50 criteria:

51 (A) The school district's special education expenditures for

1 the 1997-1998 school year, as a percentage of the sum of the
2 school district's 1997-1998 school year expenditures for regular
3 education, [vocational-technical] career and technical education
4 and special education, is equal to or greater than the special
5 education expenditures of all school districts for the 1997-1998
6 school year, as a percentage of the sum of the 1997-1998 school
7 year expenditures of all school districts for regular education,
8 [vocational-technical] career and technical education and
9 special education.

10 * * *

11 Section 2513.1. Certificates of Expenditures for
12 [Vocational] Career and Technical Schools.--On or before the
13 tenth day of July of each year, the school directors of each
14 district shall present to the [Superintendent of Public
15 Instruction] Secretary of Education a statement of the amount
16 expended during the school year previous to such first day of
17 July for instruction in approved local or joint [vocational]
18 career and technical industrial, [vocational homemaking,
19 vocational] career and technical family and consumer sciences,
20 career and technical marketing and distributive occupational or
21 [vocational] career and technical agricultural schools or
22 departments. On the basis of such a statement the
23 [Superintendent of Public Instruction] Secretary of Education,
24 as the executive officer of the State Board [for Vocational] of
25 Career and Technical Education, shall pay such school districts
26 and joint school districts such reimbursement for the previous
27 school year as is provided for in this act.

28 Section 2515. Ascertainment of Amounts Required;
29 Apportionment.--The [Superintendent of Public Instruction]
30 Secretary of Education shall ascertain and determine the amount
31 of funds required to meet each payment to school districts[,]
32 and intermediate units [and vocational school districts] which
33 become due and payable within each fiscal year, on the data and
34 material contained in the certificates which school districts[,]
35 and intermediate units [and vocational school districts] are
36 required to file with the [superintendent] Secretary of
37 Education at such time as [he] the secretary shall determine.
38 The [superintendent] Secretary of Education shall apportion and
39 allot the same to and among the respective districts and
40 intermediate units. The amount paid to any district or
41 intermediate unit within any fiscal year shall be computed on
42 the data and information contained in the certificates required
43 to be filed each year, as herein provided. Each district's
44 valuation to be used for purposes of computing its standard
45 reimbursement fraction for the school year 1949-1950 and
46 thereafter or for purposes of computing the aid ratio for the
47 school year 1966-1967, and thereafter, shall be the valuation
48 placed upon its taxable real property by the State Tax
49 Equalization Board.

50 Section 2518. Forfeitures for Employing Improperly Certified
51 Individuals.--* * *

1 The foregoing forfeitures of reimbursement units on account
2 of employes uncertificated for the position in which employed,
3 and on account of substitutes, shall not apply in the case of
4 employes in positions after July 1, 1966: Provided, however,
5 That any school district or any county board of school directors
6 with respect to area technical schools that from July 1, 1966,
7 to July 1, 1992, has had in its employ any person in a teaching,
8 specialist, supervisory or administrative capacity who has not
9 been certificated for said position by the Department of
10 Education, or that has had in its employ a substitute in a
11 position where a vacancy exists for a full year or more without
12 the specific written approval of the Secretary of Education,
13 shall forfeit an amount equal to the minimum salary mandated by
14 law for the position less the product of said salary and the aid
15 ratio of the district. Notwithstanding the above, after July 1,
16 1992, any school district, intermediate unit, area [vocational-
17 technical] career and technical school or other public school in
18 this Commonwealth that has in its employ any person in a
19 position that is subject to the certification requirements of
20 the Department of Education but who has not been certificated
21 for his position by the Department of Education or that has in
22 its employ a substitute in a position where a vacancy exists for
23 a full year or more without the specific written approval of the
24 Secretary of Education shall forfeit an amount equal to six
25 thousand dollars (\$6,000) less the product of six thousand
26 dollars (\$6,000) and the district's market value/income aid
27 ratio. Any exemption from forfeiture by reason of employment on
28 or before July 1, 1962 as provided elsewhere in this section
29 shall not be invalidated by this amendment.

30 Section 2552.1. Effect of Failure to File Reports.--(a) The
31 Department of Education shall order the forfeiture of three
32 hundred dollars (\$300) per day by a school district, charter
33 school, cyber charter school, area [vocational-technical] career
34 and technical school or intermediate unit that does not submit
35 its annual budget to the Department of Education within thirty
36 (30) days of the submittal date established by the Department of
37 Education. The forfeiture shall continue until a report and
38 annual budget that meet established criteria are submitted. The
39 Department of Education shall deduct the amount of the
40 forfeiture from any and all State payments made to the school
41 district, charter school, cyber charter school, area
42 [vocational-technical] career and technical school or
43 intermediate unit.

44 (a.1) (1) The Department of Education shall order the
45 following forfeitures against a school district, charter school,
46 cyber charter school, area [vocational-technical] career and
47 technical school or intermediate unit that does not submit its
48 annual financial report to the Department of Education within
49 thirty (30) days of the submittal date established under
50 sections 218 and 921-A:

51 (i) Three hundred dollars (\$300) per day for the first

1 violation.

2 (ii) Five hundred dollars (\$500) per day for the second or
3 subsequent violations.

4 (2) The forfeiture shall continue until a report that meets
5 established criteria is submitted. The Department of Education
6 shall deduct the amount of the forfeiture from any and all State
7 payments made to the school district, charter school, cyber
8 charter school, area [vocational-technical] career and technical
9 school or intermediate unit.

10 (b) The Department of Education shall order the forfeiture
11 of three hundred dollars (\$300) per day by a school district,
12 charter school, area [vocational-technical] career and technical
13 school or intermediate unit that does not submit its pupil
14 membership/child accounting reports within thirty (30) days of
15 the submittal date established by the Department of Education.
16 The forfeiture shall continue until a report that meets
17 established criteria is submitted. The Department of Education
18 shall deduct the amount of the forfeiture from any and all State
19 payments made to the school district, charter school, area
20 [vocational-technical] career and technical school or
21 intermediate unit.

22 * * *

23 Section 2561. Tuition Charges for Pupils of Other
24 Districts.--A school district [or vocational school district]
25 receiving elementary or high school pupils or [vocational]
26 career and technical or other extension education pupils who are
27 residents of another school district [or another vocational
28 school district] shall compute the tuition charges as follows:

29 * * *

30 (4) [Vocational] Career and Technical or Other Extension
31 Tuition Charge. Add the salaries of administrators, supervisors,
32 instructors, clerks and custodians specifically employed in the
33 school district's [or vocational school district's] annual
34 program of [Vocational] Career and Technical or other Extension
35 Education, the cost of textbooks, and supplies of the second
36 class issued for the program incurred for the school year
37 immediately preceding. A charge of five cents (.05) per pupil
38 hour of instruction for the district overhead and plant usage.
39 Subtract from the sum so obtained the amount of State
40 appropriation applicable. The remainder shall be designated as
41 the "district cost for [vocational] career and technical or
42 other extension education." Determine the total pupil hours of
43 instruction during the school year immediately preceding, divide
44 the "district cost for [vocational] career and technical or
45 other extension education" by the total pupil hours of
46 instruction. The cost so determined shall be the "[vocational]
47 career and technical or other extension tuition [charge] charge"
48 per pupil hour of instruction.

49 * * *

50 Section 2562. Payments by Districts for Pupils Attending in
51 Other Districts.--For each elementary or high school pupil

1 attending a public school of another district, the receiving
2 district shall bill the sending district, and the sending
3 district shall pay the amount of the tuition charge per
4 elementary pupil, or the tuition charge per high school pupil,
5 as the case may be. In the case of pupils attending the
6 receiving district's public schools for less than a full school
7 term, the tuition charge per elementary or high school pupil
8 shall be prorated by reference to the period of time over which
9 such pupils actually attended the receiving district's schools.

10 For each [vocational] career and technical or other extension
11 education pupil attending an extension class of another
12 district, the receiving district shall bill the sending district
13 if the attendance is previously approved by the sending district
14 and the sending district shall pay the [vocational] career and
15 technical or other extension tuition charge per pupil hour of
16 instruction for each hour of attendance of each such pupil.

17 Nothing herein shall prohibit the payment of a tuition for
18 [vocational] career and technical or other extension pupils by a
19 non-resident adult pupil sponsoring agency or employer.

20 Section 2563. Certification of Pupils Admitted from Other
21 Districts; Monthly Payments.--The board of school directors in
22 any school district [or the board of directors of vocational
23 schools in any vocational school district] maintaining an
24 elementary school or a high school or an extension class which
25 is attended by any pupils residing in another district shall,
26 upon admission of such pupils, properly certify to the board of
27 school directors of the school district in which such pupils
28 reside, the names of all such pupils and whether they are
29 attending an elementary school or a high school or an extension
30 class, together with a statement of the tuition charge per
31 elementary pupil and the tuition charge per high school pupil
32 and the [vocational] career and technical or other extension
33 tuition charge per pupil hour of instruction. All such tuition
34 charges shall be paid monthly to the school district [or the
35 vocational school district] maintaining such elementary school
36 or high school by the school district to which the same was
37 certified.

38 Section 2574. Approved Reimbursable Rental for Leases
39 Hereafter Approved and Approved Reimbursable Sinking Fund
40 Charges on Indebtedness.--* * *

41 (e) For area [vocational-technical] career and technical
42 school and technical institute projects leased subsequent to
43 July 1, 1964, by or for lease to a board of school directors
44 authorized to operate such a school, the Department of Education
45 shall calculate an approved reimbursable rental charge.

46 For area [vocational-technical] career and technical school
47 and technical institute projects constructed or purchased
48 subsequent to July 1, 1964, by a board of school directors
49 authorized to operate such a school, the Department of Education
50 may calculate an approved reimbursable sinking fund charge.

51 Approved reimbursable rental or sinking fund charge shall

1 consist of that part of the annual rental or sinking fund
2 attributable to:

3 (1) Cost of acquiring land and preparing it for use to the
4 extent that such costs are deemed reasonable by the Department
5 of Education and the interest on such cost of acquisition, cost
6 of preparation and the cost of sewage treatment and the interest
7 on such cost.

8 (2) Machinery, apparatus, furniture and equipment and all
9 other necessary expenses and interest charges, but excluding
10 architects' fees in excess of six percent of the construction
11 cost.

12 The approved building construction cost and the interest on
13 such construction cost shall not exceed the product of the rated
14 full-time pupil capacity, as determined by the Department of
15 Education at the time the project is approved and two thousand
16 two hundred dollars (\$2,200).

17 The provisions of the foregoing paragraph shall apply to all
18 school building projects for which the general construction
19 contract is awarded prior to July 1, 1966, and for approved
20 school building projects for which a lease was approved by the
21 Department of Education prior to July 1, 1966. For school
22 buildings for which the general construction contract is awarded
23 subsequent to July 1, 1966, and for approved school building
24 projects for which the general construction contract was awarded
25 but for which a lease was not approved by the Department of
26 Education prior to July 1, 1966, the approved building
27 construction cost and the interest on such construction cost
28 shall not exceed the product of the rated full-time pupil
29 capacity, as determined by the Department of Education at the
30 time the project is approved, and three thousand seven hundred
31 dollars [(\$3700)] (\$3,700).

32 For school buildings for which the general construction
33 contract is awarded subsequent to July 1, 1984, and for approved
34 school building projects for which the general construction
35 contract was awarded but for which a lease or general obligation
36 bond resolution was not approved by the Department of Education
37 prior to July 1, 1984, the approved building construction cost
38 and the interest on such construction cost shall not exceed the
39 product of the rated full-time pupil capacity, as determined by
40 the Department of Education at the time the project is approved,
41 and six thousand three hundred dollars (\$6,300).

42 For school buildings for which the general construction
43 contract is awarded subsequent to January 1, 2005, and for
44 approved school building projects for which the general
45 construction contract was awarded but for which a lease or
46 general obligation bond resolution was not approved by the
47 Department of Education prior to January 1, 2005, the approved
48 building construction cost shall not exceed the product of the
49 rated full-time pupil capacity, as determined by the Department
50 of Education at the time the project is approved, and seven
51 thousand six hundred dollars (\$7,600).

1 The Department of Education shall not approve the expenditure
2 of any funds borrowed or obtained by the sale of bonds by any
3 authority, nonprofit corporation, profit corporation, company or
4 individual for construction of area [vocational-technical]
5 career and technical schools or technical institutes for
6 bleachers, athletic field, lighting equipment or apparatus used
7 to promote and conduct interscholastic athletics.

8 * * *

9 Section 2574.2. Approved Reimbursable Annual Rental for
10 Leases of Buildings and Facilities for School Use.--For extended
11 leases of buildings and facilities for school use authorized
12 under the provisions of section 703.1 which have been approved
13 by the Secretary of Education, the Department of Education shall
14 calculate an approved reimbursable annual rental charge.

15 Approved reimbursable annual rental for such approved leases
16 of building facilities constructed for school use shall be the
17 lesser of (i) the product of the annual rental payable under the
18 provisions of the approved lease agreement times the ratio of
19 the pupil scheduled area to the architectural area, or (ii) the
20 product of the rated pupil capacity as determined by the
21 Department of Education at the time of initial lease times one
22 hundred sixty dollars (\$160) for elementary schools, two hundred
23 twenty dollars (\$220) for secondary schools, or two hundred
24 seventy dollars (\$270) for area [vocational-technical] career
25 and technical schools.

26 Annual approved rental payable for approved leases of
27 existing facilities altered for school use shall be the lesser
28 of (i) the product of the annual rental payable under the
29 provisions of the approved lease agreement times the ratio of
30 the pupil scheduled area to the architectural area, or (ii) the
31 product of the rated pupil capacity, as determined by the
32 Department of Education at the time of initial lease, times one
33 hundred twelve dollars (\$112) for elementary, one hundred fifty-
34 four dollars (\$154) for secondary, or one hundred eighty-nine
35 dollars (\$189) for area [vocational-technical] career and
36 technical schools.

37 Section 2574.3. Approved Reimbursable Annual Rental for
38 Leases of Buildings or Portions of Buildings for Charter School
39 Use.--(a) For leases of buildings or portions of buildings for
40 charter school use which have been approved by the Secretary of
41 Education on or after July 1, 2001, the Department of Education
42 shall calculate an approved reimbursable annual rental charge.
43 Approved reimbursable annual rental for such approved leases of
44 buildings or portions of buildings for charter school use shall
45 be the lesser of (i) the annual rental payable under the
46 provisions of the approved lease agreement, or (ii) the product
47 of the enrollment, as determined by the Department of Education,
48 times one hundred sixty dollars (\$160) for elementary schools,
49 two hundred twenty dollars (\$220) for secondary schools or two
50 hundred seventy dollars (\$270) for area [vocational-technical]
51 career and technical schools. The Commonwealth shall pay

1 annually for the school year 2001-2002 and each school year
2 thereafter to each charter school which leases with the approval
3 of the Department of Education buildings or portions of
4 buildings for charter school use under these provisions an
5 amount determined by multiplying the aid ratio of the charter
6 school by the approved reimbursable annual rental.

7 * * *

8 Section 2575. Payments on Account of Leases Hereafter
9 Approved and on Account of Sinking Fund Charges on Indebtedness
10 for School Buildings Hereafter Constructed.--* * *

11 (b) The Commonwealth shall pay, annually, to each school
12 district which constructs, purchases or leases with the approval
13 of the Department of [Public Instruction] Education an area
14 [vocational-technical] career and technical school building or
15 technical institute building or which shares in the
16 construction, purchase or lease of such building or buildings
17 under provisions of the Public School Building Authority Act,
18 the Municipality Authority Act, section 758 [of the Public
19 School Code of 1949, or section] or 791 of [the Public School
20 Code of 1949] this act, or other agency, or through the
21 incurring of indebtedness by the issuance of general obligation
22 bonds, an amount to be determined by multiplying the district's
23 aid ratio or fifty per cent, whichever is more, by the approved
24 reimbursable rental approved reimbursable sinking fund charge
25 multiplied by the district's proportionate share of such rental
26 sinking fund charge.

27 Section 2577. Limitations on Approval of Projects for
28 Reimbursement Purposes.--

29 (b) The Department of [Public Instruction] Education shall
30 determine reimbursement eligibility of all projects including
31 projects submitted for approval prior to the effective date of
32 this act in the order of date of filing of applications for
33 project approval with the department, except that in the case of
34 application for area [vocational-technical] career and technical
35 schools, the department may grant priority to such applications
36 in the order in which said applications are received and process
37 them immediately. If a delay in departmental processing of any
38 application on file is occasioned by the applying school
39 district, the department shall proceed to determine
40 reimbursement eligibility of projects next in order, except that
41 in the event of any emergency due to fire, flood, orders from
42 the Department of Labor and Industry to close school buildings
43 or parts thereof where such school buildings or parts thereof
44 are determined to be [irreparable] irreparable and are closed
45 finally by the Department of Labor and Industry, or an act of
46 God, which causes undue hardship beyond the control of the
47 applying school district, the department may grant priority over
48 the eligibility of projects submitted prior to the emergency
49 application[: Provided, however, That in cases where priority is
50 granted due to closed schools or parts thereof by orders of the
51 Department of Labor and Industry, the approved reimbursable

1 costs of such projects shall not be included within the
2 aggregate for projects already undertaken or to be undertaken as
3 provided in subsection (a) of this section].

4 (c) Unless the general construction contract for any project
5 is awarded within ten months subsequent to the date of approval
6 by the Department of [Public Instruction] Education and by any
7 other agency as required by existing law, approval shall be
8 withdrawn, except that when a district shows to the satisfaction
9 of the department that the contract has not been let for reasons
10 beyond its control or that withdrawal of approval would work
11 undue hardship, the department may grant extensions beyond the
12 ten-months period for three periods of ninety days each before
13 approval is withdrawn. [Any project for which approval was
14 withdrawn under the provisions of act 417, approved March 22,
15 1956 (P.L.1315), may be reinstated by the Department of Public
16 Instruction and granted extensions which, together with the time
17 already elapsed, shall not exceed nineteen months beyond the
18 date of approval given by the Department of Public Instruction
19 or any agency as required by existing law.] A project for which
20 approval is withdrawn may be resubmitted to the department as a
21 new project.

22 Section 2578. Payments.--* * *

23 (b) All payments due school districts by the Commonwealth on
24 account of obligations to the State Public School Building
25 Authority, sinking fund charges, or rentals under leases with
26 municipality authorities, nonprofit corporations or profit on
27 nonprofit corporations, partnerships, associations or persons
28 for building or educational equipment for area technical
29 schools, shall be paid to the intermediate unit operating the
30 school. School districts not originally parties to an agreement
31 with the State Public School Building Authority or a lease with
32 a municipality authority, a nonprofit corporation or a profit or
33 nonprofit corporation, partnership, association or person for
34 buildings or educational equipment for an area technical school
35 but later electing to participate in the operation of the school
36 and agreeing to pay a part of the annual payments due under the
37 agreement or lease shall be entitled to payments by the
38 Commonwealth to the same extent as though they had originally
39 been parties to the agreement or lease. The amount thereof shall
40 be paid to the intermediate unit. No payments shall be made on
41 account of obligations or rentals for buildings or educational
42 equipment for area technical schools unless the schools conform
43 to plans approved by the State Board [for Vocational] of Career
44 and Technical Education.

45 Section 2593. Responsibility for [Vocational] Career and
46 Technical Programs.--* * *

47 (b) It shall be the responsibility of every school district
48 to comply with all provisions of the act and of regulations of
49 the State Board of Education and standards of the department
50 promulgated hereunder with regard to the provision of
51 [vocational] career and technical education programs and to make

1 such financing arrangements as it deems proper with area
2 [vocational-technical] career and technical schools in order so
3 to comply.

4 Section 2594. Special Payments on Account of Minimum Salary
5 Increases.--(a) For the school year 1988-1989 and each school
6 year thereafter beginning before the expiration of the term of
7 any contract or agreement effective on or before the effective
8 date of this section between a public employer and a public
9 employe or employe organization pursuant to the act of July 23,
10 1970 (P.L.563, No.195), known as the "Public Employe Relations
11 Act," each school district, intermediate unit and area
12 [vocational-technical] career and technical school which elects
13 to increase minimum salaries pursuant to section 1142.1 shall be
14 paid in the manner provided in subsection (b), in addition to
15 any other payments to which it is entitled, a special payment to
16 cover the cost of implementing section 1142.1.

17 (b) For the school year 1988-1989, the amount paid to each
18 school district, intermediate unit and area [vocational-
19 technical] career and technical school shall be the difference
20 between the salary paid to each full-time teacher at the
21 beginning of the school term 1988-1989 that is less than
22 eighteen thousand five hundred dollars (\$18,500) and an amount
23 equal to eighteen thousand five hundred dollars (\$18,500). For
24 the school year 1989-1990 and each school year thereafter, the
25 amount paid shall be the difference between the salary payable
26 to each full-time teacher at the beginning of the school term
27 under the terms of the contract or agreement in effect on the
28 effective date of this section which is less than eighteen
29 thousand five hundred dollars (\$18,500) and an amount equal to
30 eighteen thousand five hundred dollars (\$18,500). The amount so
31 calculated shall be paid to each qualifying school district,
32 intermediate unit and area [vocational-technical] career and
33 technical school by the Department of Education during each
34 school year for which each school district, intermediate unit
35 and area [vocational-technical] career and technical school
36 qualifies out of the funds appropriated to the department for
37 this purpose.

38 (c) For each school year for which a school district,
39 intermediate unit and area [vocational-technical] career and
40 technical school qualifies for a special payment under
41 subsection (a), the entire employer's share of contributions to
42 the Public School Employe's Retirement Fund and Social Security
43 attributable to the salary increase implemented pursuant to
44 section 1142.1 shall be paid for each school district,
45 intermediate unit and area [vocational-technical] career and
46 technical school out of funds appropriated to the Department of
47 Education for such purposes.

48 Section 2595. School Performance Incentives.--* * *

49 (b) Any public elementary school, secondary school or area
50 [vocational-technical] career and technical school is eligible
51 to participate in the school performance program.

1 (c) (1) School performance will be determined by
2 improvements in student accomplishment or maintenance of high
3 standards using the following criteria:

4 * * *

5 (iv) rates of employment related to the training received by
6 area [vocational-technical] career and technical school
7 graduates until such time as an occupational competency testing
8 program is established and which meets the measurement
9 requirements in this section; or

10 * * *

11 (h) Nothing contained in this section shall be construed to
12 supersede or preempt any provisions of a collective bargaining
13 agreement negotiated by a school and the employe organization
14 district, intermediate unit or area [vocational-technical]
15 career and technical school that is in effect on the effective
16 date of this section.

17 Section 2597.3. Eligible Grant Applicants.--Applications for
18 grants may be submitted by school districts and nonprofit
19 community-based organizations. Community-based organizations
20 must demonstrate that the program will operate in collaboration
21 with a school district, intermediate unit or area [vocational-
22 technical] career and technical school.

23 Section 2597.4. Program Requirements.--Services and programs
24 may be provided to students in grades kindergarten through
25 twelve. Services and programs shall include the following:

26 * * *

27 (2) Dropout Prevention Programs. Services and programs shall
28 include the following:

29 * * *

30 (iv) [Vocational] Career and technical education and school-
31 to-work transition.

32 * * *

33 Section 2597.5. Criteria for Awarding Grants.--* * *

34 (c) Dropout prevention is to be measured by:

35 * * *

36 (4) The extent to which the school district program is
37 linked to those of other relevant service providers, such as
38 literacy councils, area [vocational-technical] career and
39 technical schools, post-secondary educational and training
40 institutions, private industry councils, social service agencies
41 and community-based organizations.

42 * * *

43 Section 2599. Administrative/Instructional Consolidation
44 Incentives.--* * *

45 (b) Any school district, area [vocational-technical] career
46 and technical school, intermediate unit or joint school is
47 eligible to participate in the consolidation incentives program
48 and shall be considered a school entity for the purposes of this
49 section.

50 * * *

51 (d) * * *

1 (6) Nothing contained in this section shall be construed to
2 supersede or preempt any provisions of a collective bargaining
3 agreement negotiated by a school district, intermediate unit or
4 area [vocational-technical] career and technical school and the
5 employe organization that is in effect on the effective date of
6 this section.

7 Section 2599.1. Multipurpose Service Center Grant Program.--

8 * * *

9 (c) As used in this section, the following words and phrases
10 shall have the meanings given to them in this subsection:

11 "Displaced homemaker" or "single parent." An individual who:

12 (1) Has worked in the home, providing unpaid household
13 services for family members.

14 (2) Is underemployed.

15 (3) Has had or is having difficulty securing employment.

16 (4) Has been dependent on the income of another family
17 member but is no longer supported by such income, has been
18 dependent on government assistance or is supported as the parent
19 of minor children by government assistance or other support.

20 "Multipurpose service center." A community-based
21 organization, school district, joint school district or
22 intermediate unit, postsecondary school, institution of higher
23 learning or area [vocational-education] career and technical
24 education school that provides job counseling services; job
25 training, education and placement services; financial management
26 services, outreach information services with respect to Federal
27 and State employment and education, health and unemployment
28 assistance programs to displaced homemakers and single parents.

29 Section 2599.2. Pennsylvania Accountability Grants.--* * *

30 (f) As used in this section, the following words and phrases
31 shall have the meanings given to them in this subsection:

32 "Applied knowledge." Information technology, computer
33 equipment, education software and related advanced technologies
34 necessary to increase students' access to worldwide information
35 and their expertise in this regard.

36 "Career awareness program." An educational program that
37 introduces students to a variety of career and [vocational]
38 technical options and includes such activities as job shadowing,
39 field trips and tours, career days or the administration of
40 career assessment tests and inventories.

41 "Career days." Special events that allow students to meet
42 with employers, career development specialists, community-based
43 organization representatives and postsecondary educators and are
44 designed to encourage students to gain information about careers
45 and job opportunities.

46 "Department." The Department of Education of the
47 Commonwealth.

48 "Grant." A Pennsylvania accountability grant awarded under
49 this section.

50 "Highly qualified." A highly qualified elementary teacher or
51 a highly qualified middle or secondary teacher as defined in 22

1 Pa. Code § 403.2 (relating to definitions).

2 "Job shadowing." As part of career exploration activities in
3 late middle and early high school, activity of a student
4 following an employe for one or more days to learn about a
5 particular occupation or industry, which activity is intended to
6 help students explore a range of career objectives and possibly
7 to select a career pathway.

8 "Science." A curricular offering in support of the science
9 and technology content area as defined in 22 Pa. Code § 4.12
10 (relating to academic standards).

11 Section 2602-B. Membership.--* * *

12 (e) For the purpose of formulating policy proposals
13 applicable to elementary, secondary, [vocational-technical]
14 career and technical education and higher education in this
15 Commonwealth, there shall be two councils, which shall consist
16 of ten (10) members of the board each, the chairman being a
17 member of both councils, and shall be known as the Council of
18 Basic Education and the Council of Higher Education. The
19 Governor shall designate to serve at his pleasure a member
20 serving on each council to act as chairman of the council. Each
21 council shall meet at the call of its chairman or at the request
22 of a majority of the members of the council. The chairman of the
23 board may appoint special joint committees from among the
24 members of the board to formulate policy proposals in those
25 areas which fall within the purview of both of the councils.

26 (f) Except for the chairman, not more than two (2) members
27 serving on each council shall be employed either in a school
28 system or in the Department of Education. For purposes of this
29 subsection, the State System of Higher Education shall not be
30 considered a school system. Three (3) members of the Council of
31 Higher Education shall be actively employed by an institution of
32 higher education, at least one holding an administrative
33 position and at least one holding a professional position on a
34 faculty of an institution of higher education. At least two (2)
35 members serving on each council shall have had previous
36 experience with [vocational-technical] career and technical
37 education or training.

38 * * *

39 Section 2604-B. Powers and Duties of Council of Basic
40 Education and Council of Higher Education.--* * *

41 (b) The Council of Basic Education shall have the power, and
42 its duty shall be to:

43 * * *

44 (2) investigate programs, conduct research studies and
45 formulate policy proposals in all educational areas not within
46 the purview of higher education, including, but not limited to:

47 (i) the creation, merger, consolidation and reorganization
48 of school districts, the establishment of joint schools, area
49 [vocational-technical] career and technical schools and such
50 other administrative organizations as may be provided by law;

51 * * *

1 (3) encourage and promote such agricultural, industrial,
2 [vocational] career and technical education programs as the
3 needs of this Commonwealth may, from time to time, require; and
4 * * *

5 Amend Bill, page 22, line 4, by striking out "9" and
6 inserting

7 62

8 Amend Bill, page 22, line 7, by striking out "10" and
9 inserting

10 63

11 Amend Bill, page 22, line 12, by striking out "9" and
12 inserting

13 62