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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 530 Session of  
2019

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INTRODUCED BY BERNSTINE, RYAN, HELM, SAYLOR AND DEASY,  
FEBRUARY 19, 2019

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REFERRED TO COMMITTEE ON EDUCATION, FEBRUARY 19, 2019

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AN ACT

1 Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An  
2 act relating to the public school system, including certain  
3 provisions applicable as well to private and parochial  
4 schools; amending, revising, consolidating and changing the  
5 laws relating thereto," in pupils and attendance, further  
6 providing for cost of tuition and maintenance of certain  
7 exceptional children in approved institutions.

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

10 Section 1. Section 1376(c.9) of the act of March 10, 1949  
11 (P.L.30, No.14), known as the Public School Code of 1949, is  
12 amended and the section is amended by adding a subsection to  
13 read:

14 Section 1376. Cost of Tuition and Maintenance of Certain  
15 Exceptional Children in Approved Institutions.--\* \* \*

16 (c.9) [Beginning] Except as provided under subsection  
17 (c.10), beginning with audited data for the 2016-2017 school  
18 year, the total of the amounts remitted to the Commonwealth  
19 under subsection (c.2)(5)(ii) shall be distributed to each  
20 approved private school with reportable costs that exceed the

1 amount of revenue received as follows:

2 (1) Subtract the amount of revenue received under subsection  
3 (a.2) from the reportable costs in the audit submitted to the  
4 Department of Education under subsection (c.2)(4).

5 (2) Multiply the amount in paragraph (1) by the lesser of  
6 the total of the amounts remitted to the Commonwealth under  
7 subsection (c.2)(5)(ii) or the total of the amounts in paragraph  
8 (1).

9 (3) Divide the amount in paragraph (2) by the total of the  
10 amounts in paragraph (1).

11 (4) Funds distributed under this subsection shall be paid in  
12 May of the following school year.

13 (5) Funds distributed under this subsection shall not be  
14 included in determining the payment amount under subsection  
15 (a.2).

16 (c.10) For the 2018-2019 fiscal year, \$2,115,000 of the  
17 total of the amounts remitted to the Commonwealth under  
18 subsection (c.2)(5)(ii) shall be distributed to an approved  
19 private school which received funding during the 2016-2017  
20 fiscal year under section 1722-L(6) of the act of April 9, 1929  
21 (P.L.343, No.176), known as The Fiscal Code. For the purposes of  
22 funds appropriated for approved private schools, a payment made  
23 under this subsection shall be considered part of the base  
24 allocation in subsection (a.2).

25 \* \* \*

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