

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL****No. 1436** Session of  
1984

INTRODUCED BY JUBELIRER, ZEMPRELLI, HESS, REIBMAN, FISHER,  
HANKINS, HELFRICK, ANDREZESKI, BODACK, CORMAN, HOPPER,  
HOWARD, KRATZER, KUSSE, LEWIS, LINCOLN, LLOYD, LOEPER, LYNCH,  
MELLOW, MOORE, MUSTO, O'CONNELL, O'PAKE, RHOADES, ROCKS,  
ROMANELLI, ROSS, SCANLON, SHAFFER, SHUMAKER, SINGEL,  
STAPLETON, STAUFFER, STOUT, STREET, WILLIAMS, WILT AND HAGER,  
JUNE 15, 1984

AS AMENDED ON SECOND CONSIDERATION, JUNE 19, 1984

## AN ACT

1 Establishing a program within the Department of Education for  
2 the acquisition of new vocational-technical equipment and the  
3 upgrading of existing vocational-technical equipment that is  
4 necessary to provide secondary, postsecondary and adult  
5 students with relevant occupational training; providing for  
6 allocations and grants of money; and making a nonlapsing  
7 appropriation.

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

10 Section 1. Short title.

11 This act shall be known and may be cited as the Updating of  
12 Vocational-Technical Equipment Act.

13 Section 2. Definitions.

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

17 "Department." The Department of Education.

18 "Enrollment." Secondary and adult enrollments collected

1 through the Vocational Education Management Information System.

2 "Equivalent full-time students." Equivalent full-time  
3 students enrolled in two-year or less than two-year terminal  
4 non-liberal arts programs as set forth in the act of August 24,  
5 1963 (P.L.1132, No.484), known as the Community College Act of  
6 1963.

7 "Private industry council." The private industry councils  
8 established under the Federal Job Training Partnership Act  
9 (Public Law 97-300, 29 U.S.C. § 1501, et seq.).

10 "Secretary." The Secretary of Education.

11 Section 3. Acquisition and upgrading of vocational-technical  
12 equipment.

13 (a) Program.--There is established within the department a  
14 program to provide funds directly to school districts, area  
15 vocational-technical schools and community colleges for the  
16 acquisition and upgrading of vocational-technical equipment. The  
17 program shall provide funds to be used exclusively for the  
18 purchase or lease of new vocational-technical equipment and the  
19 upgrading of existing vocational-technical equipment that is  
20 necessary to offer vocational-technical courses or programs to  
21 secondary, postsecondary and adult students that provide skills  
22 needed in the labor market.

23 (b) Funds available to school districts and ~~regional~~ AREA <—  
24 vocational-technical schools.--~~Of the total funds available,~~ <—  
25 ~~school~~ SCHOOL districts and area vocational-technical schools <—  
26 shall be granted 55% to acquire or lease new equipment or to  
27 upgrade existing equipment necessary to provide occupationally  
28 related vocational-technical courses to secondary and adult  
29 students. The department shall compute the grants for each  
30 school district or area vocational-technical school using the

1 grant formula provided in section 5(a).

2 (c) Funds available to community colleges.--Of the total  
3 funds available, community colleges shall be granted 45% to  
4 acquire new equipment or to upgrade existing equipment necessary  
5 to provide courses to students enrolled in two-year or less than  
6 two-year terminal non-liberal arts programs. The department  
7 shall compute the grants for each community college using the  
8 grant formula provided in section 5(b).

9 Section 4. Receipt of funds.

10 (a) ~~Allocation~~ DISTRIBUTION approval requirements.--Before <—  
11 the department ~~allocates~~ DISTRIBUTES any of the funds, it shall <—  
12 require the appropriate school district, area vocational-  
13 technical school or community college to document that:

14 (1) The courses to be provided with the equipment will  
15 provide students with occupational skills in demand in the  
16 labor market.

17 (2) The funds will be expended only for equipment.

18 (3) The funds shall not be used to supplant existing  
19 Federal, State ~~and~~ OR local funds used for equipment <—  
20 acquisition and upgrading ~~by reporting the~~. FUND APPLICANTS <—  
21 SHALL REPORT THEIR average annual expenditures for  
22 vocational-technical equipment for the fiscal years 1981-  
23 1982, 1982-1983 and 1983-1984, and ~~by certifying that the~~ <—  
24 SHALL CERTIFY THAT THEIR average annual expenditures from <—  
25 funds other than those appropriated by this act for the  
26 fiscal years 1984-1985, 1985-1986 and 1986-1987 equal or  
27 exceed the average annual expenditures for the fiscal years  
28 1981-1982, 1982-1983 and 1983-1984.

29 ~~(4) The funds will not be used as matching funds for any~~ <—  
30 ~~other State program.~~

1           ~~(5) The equipment relates to the needs of the labor~~  
2           ~~market.~~

3 Further, the department shall ~~not allocate any of the entitled~~ <—  
4 ~~funds until it receives~~ ALLOW 90 DAYS TO RECEIVE comments from <—  
5 the appropriate private industry council BEFORE DISTRIBUTING <—  
6 FUNDS.

7           (b) Private industry council review.--Documentation provided  
8 to the department pursuant to subsection (a) shall be provided  
9 by the school district, area vocational-technical school or  
10 community college to the private industry council in the  
11 geographical area in which the school district, area vocational-  
12 technical school or community college is located or serves. It  
13 shall be the responsibility of the private industry council to  
14 review the proposed acquisition or lease of new equipment or  
15 upgrading of existing equipment and submit to the department  
16 within 90 days from the date it receives the documentation its  
17 comments on the appropriateness of the proposed equipment plans  
18 in light of labor market needs and other existing or planned  
19 training programs.

20 Section 5. Grant formula.

21           (a) Formula for school districts and regional vocational-  
22 technical schools.--Each school district and area vocational-  
23 technical school shall receive a portion of the funds provided  
24 pursuant to section 3(b), which shall be determined by dividing  
25 the number of enrollments for the school district or area  
26 vocational-technical school by the Statewide enrollment and  
27 multiplying the result by the total amount ~~provided in this act~~ <—  
28 ALLOCATED pursuant to section 3(b). Enrollments shall be <—  
29 determined BY THE DEPARTMENT using the latest available data. <—

30           (b) Formula for community colleges.--Each community college

1 shall receive a portion of the funds provided pursuant to  
2 section 3(c), which shall be determined by dividing the number  
3 of equivalent full-time students enrolled in the community  
4 colleges by the number of equivalent full-time students for all  
5 community colleges and multiplying the results by the total  
6 amount ~~provided in this act~~ ALLOCATED pursuant to section 3(c). <—  
7 Equivalent full-time students shall be determined BY THE <—  
8 DEPARTMENT using latest available data.

9 Section 6. Equipment sharing agreements.

10 In order to maximize the use of the equipment provided by  
11 funds appropriated in this act, the recipient may enter into  
12 agreements with other government-sponsored vocational training  
13 providers for the use of the equipment.

14 Section 7. Indicators of program need and impact.

15 (a) Timely documentation.--The department shall require the  
16 school districts, area vocational-technical schools and  
17 community colleges to specify the extent to which the  
18 documentation provided pursuant to section 4 reflects the demand  
19 for labor market skills based upon analyses conducted within the  
20 last five years.

21 (b) Annual legislative report required.--By March 1 of each  
22 year, the department shall submit to the Chief Clerk of the  
23 House of Representatives and the Secretary of the Senate a  
24 report which shall include, but need not be limited to, a  
25 measure of the extent to which the comments of the private  
26 industry councils were taken into consideration, the amount and  
27 types of equipment funded by the labor market area, the number  
28 of persons trained by the major vocational program area and the  
29 labor market area, the job placement rate of persons trained by  
30 the major vocational program area and the labor market area and

1 the number of agreements entered into by recipients with other  
2 vocational training providers.

3 (c) Impact survey required.--Upon the termination of this  
4 act or July 1, 1987, whichever shall occur sooner, the  
5 department shall undertake a survey to update the report  
6 "Vocational Education Tool and Equipment Inventory" in order to  
7 inform the General Assembly of the impact which this act had on  
8 bringing the equipment used in vocational training programs  
9 closer to the technology used in industry.

10 Section 8. Duty to inform department.

11 All recipients of funds under this act shall be required to  
12 provide any and all information requested by the department for  
13 the purposes of this act.

14 Section 9. Appropriation.

15 The sum of \$27,000,000 is hereby appropriated to the  
16 Department of Education from the Pennsylvania Economic  
17 Revitalization Fund for the purposes of this program. THIS ←  
18 APPROPRIATION SHALL BE A CONTINUING APPROPRIATION AND SHALL NOT  
19 LAPSE AT THE END OF THE FISCAL YEAR. Any funds from this  
20 appropriation remaining unexpended or unencumbered upon the  
21 termination of this act shall automatically lapse into the  
22 Pennsylvania Economic Revitalization Fund.

23 Section 10. Expiration.

24 This act shall expire on June 30, 1987.

25 Section 11. Effective date.

26 This act shall take effect immediately.