

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 204 Session of 2001

INTRODUCED BY STAIRS, COLAFELLA, ARMSTRONG, BASTIAN, FLEAGLE, HERMAN, NAILOR, SCHULER, T. STEVENSON, GRUCELA, BARD, BISHOP, BOYES, CALTAGIRONE, CLARK, M. COHEN, COY, DALEY, DeLUCA, EGOLF, FEESE, FRANKEL, FREEMAN, GEIST, HALUSKA, HARHAI, HENNESSEY, HESS, LAUGHLIN, MANDERINO, MARSICO, MELIO, R. MILLER, PIPPY, ROSS, RUBLEY, SATHER, SCHRODER, SCRIMENTI, SHANER, STABACK, SURRA, E. Z. TAYLOR, TULLI, WALKO, WANSACZ, ZUG, JOSEPHS, YUDICHAK, MUNDY, SEMMEL, McCALL, C. WILLIAMS, PRESTON, DeWEESE, HORSEY, SAYLOR, J. EVANS AND BROWNE, JANUARY 24, 2001

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF REPRESENTATIVES, AS AMENDED, MAY 23, 2001

AN ACT

1 ~~Establishing a program for obtaining information from school~~ <—
2 ~~districts in a uniform manner to permit statistical~~
3 ~~comparison; imposing additional powers and duties on the~~
4 ~~Department of Education, the Auditor General and the various~~
5 ~~school districts; and providing for financial penalties for~~
6 ~~noncompliance.~~

7 ESTABLISHING A SYSTEM FOR COLLECTING INFORMATION FROM SCHOOL <—
8 DISTRICTS AND OTHER SCHOOL ENTITIES IN A UNIFORM MANNER;
9 MAKING THE INFORMATION ACCESSIBLE TO THE PUBLIC; IMPOSING
10 DUTIES AND RESPONSIBILITIES ON THE DEPARTMENT OF EDUCATION
11 AND VARIOUS SCHOOL ENTITIES; AND ESTABLISHING FINANCIAL
12 PENALTIES FOR NONCOMPLIANCE.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 ~~Section 1. Short title.~~ <—

16 ~~This act shall be known and may be cited as the School Report~~
17 ~~Card Act.~~

18 ~~Section 2. Definitions.~~

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

4 ~~"Department."—The Department of Education of the~~
5 ~~Commonwealth.~~

6 ~~"Expulsion frequency."—The total number of students excluded~~
7 ~~from school by a board of education for a period exceeding ten~~
8 ~~school days, which may be permanent expulsion from the school~~
9 ~~rolls.~~

10 ~~"Expulsion rate."—The ratio of total individual students~~
11 ~~expelled to the number of students enrolled in October.~~

12 ~~"School."—An individual building operated for educational~~
13 ~~purposes by a school entity.~~

14 ~~"School entity."—Any of the following:~~

15 ~~(1) A school district as defined in section 102 of the~~
16 ~~act of March 10, 1949 (P.L.30, No.14), known as the Public~~
17 ~~School Code of 1949.~~

18 ~~(2) An area vocational technical school under section~~
19 ~~1840.1 of the Public School Code of 1949.~~

20 ~~(3) A charter school operated pursuant to Article XVII A~~
21 ~~of the Public School Code of 1949.~~

22 ~~"Secretary."—The Secretary of Education of the Commonwealth.~~

23 ~~"Suspension frequency."—The total number of students~~
24 ~~excluded from school for a period of one to ten days which may~~
25 ~~include in school or out of school exclusions. This number shall~~
26 ~~include all suspensions incurred by individual students.~~

27 ~~"Suspension rate."—The ratio of total individual students~~
28 ~~suspended to the number of students enrolled in October.~~

29 ~~Section 3.—School profiles.~~

30 ~~Upon implementation of this act, the school report cards~~

1 ~~provided for in this act shall replace the existing school~~
2 ~~profiles and shall fulfill the requirements pertaining to the~~
3 ~~development of school profiles pursuant to 22 Pa. Code § 4.61~~
4 ~~(relating to school profiles).~~

5 ~~Section 4. Duties of school entities.~~

6 ~~(a) General rule. Each school entity shall complete a~~
7 ~~report card form for each school within its jurisdiction in~~
8 ~~accordance with this act and on a uniform form prepared and~~
9 ~~furnished by the department.~~

10 ~~(b) Time. The report card form shall be completed by school~~
11 ~~entities for each school year and forwarded to the department on~~
12 ~~a schedule to be established by the secretary.~~

13 ~~(c) Review by Auditor General. The Auditor General shall~~
14 ~~have the right to review the information submitted pursuant to~~
15 ~~this act.~~

16 ~~(d) Penalty for failure to comply. The secretary, or other~~
17 ~~school entity paying tax moneys to the school entity, upon due~~
18 ~~hearing, after two weeks' written notice to the board of school~~
19 ~~directors, area vocational technical board or board of trustees~~
20 ~~of a charter school affected, may withhold the payment of all~~
21 ~~money due any entity out of any appropriation made by the~~
22 ~~Commonwealth for any purpose which fails to comply with this act~~
23 ~~in a manner satisfactory to the secretary, until such time as~~
24 ~~the report card form is filed.~~

25 ~~Section 5. Contents of report card form.~~

26 ~~The school report card form shall contain information for~~
27 ~~each individual school and school entity, which shall assist~~
28 ~~parents and taxpayers in assessing, evaluating and comparing the~~
29 ~~quality of education being provided to primary and secondary~~
30 ~~school students in their area and throughout this Commonwealth.~~

~~1 The secretary shall strive to make the report card user
2 friendly, shall make use of modern technology to assure wide
3 access and distribution and shall have the discretion and
4 responsibility to include all information that will assist
5 parents and taxpayers in assessing, evaluating, comparing and
6 understanding the quality of education being provided comparable
7 students in their area and in this Commonwealth. This report
8 card form shall state that the information is provided for the
9 purpose of presenting a snapshot of the applicable school or
10 school district and shall not be deemed to create a set of
11 absolutes as to the quality of education being offered in that
12 school or school district. This information shall include, but
13 not be limited to, the following where appropriate:~~

~~14 (1) Enrollment by grade level as of October.~~

~~15 (2) Number of schools comprising the school entity and
16 the grade levels in each school.~~

~~17 (3) Percentage of low income students.~~

~~18 (4) Number of students enrolled in English as a second
19 language course.~~

~~20 (5) Number of students enrolled in special education
21 programs and the number and percentage of these classified as
22 gifted.~~

~~23 (6) Student attendance rates as the percentage of
24 students of the total enrollment present on average each day.~~

~~25 (7) Student mobility indicated as the percent of
26 students who entered or withdrew during the school year.~~

~~27 (8) Student suspension rates and frequency of individual
28 students being suspended.~~

~~29 (9) Student expulsion rates and frequency of individual
30 students being expelled.~~

1 ~~(10) Dropout rate measured as the number and percent of~~
2 ~~secondary students who left school before graduation without~~
3 ~~transferring to another school or institution.~~

4 ~~(11) Percentage of students retained grade to grade.~~

5 ~~(12) Actual average class size by grade level.~~

6 ~~(13) Number and types of administrators, professional~~
7 ~~and support staff.~~

8 ~~(14) Number of students per administrator.~~

9 ~~(15) Number of teachers per administrator.~~

10 ~~(16) Number of students per teacher.~~

11 ~~(16.1) Number of students per school counselor.~~

12 ~~(16.2) Number of students per school nurse.~~

13 ~~(17) Teacher absenteeism represented as the percent of~~
14 ~~teacher contractual days that permanent contractual teachers~~
15 ~~were absent for personal reasons such as illness or vacation.~~

16 ~~(18) Number of teacher and professional staff~~
17 ~~contractual days dedicated to professional development~~
18 ~~activities.~~

19 ~~(19) Listing of professional development and classroom~~
20 ~~preparation and research opportunities provided for~~
21 ~~instructional staff.~~

22 ~~(20) Listing of academic and support programs,~~
23 ~~opportunities and initiatives offered or actively supported~~
24 ~~in the district including, but not limited to, academic~~
25 ~~courses, tutorial programs, school to work activities, Title~~
26 ~~I services, honors courses, foreign language courses, after-~~
27 ~~school programs or clubs, interscholastic sports, chorus and~~
28 ~~band, free breakfast and lunch programs, intramural sports~~
29 ~~and work study programs.~~

30 ~~(21) Identification of commercial standardized tests~~

1 ~~used, if any, by grade level administered.~~

2 ~~(22) Name of the school entity's contact person for~~
3 ~~further information concerning the locally utilized~~
4 ~~assessment system.~~

5 ~~(23) Percentage of faculty possessing Bachelor's,~~
6 ~~Master's and Doctoral degrees.~~

7 ~~(24) Teachers' average years of teaching experience.~~

8 ~~(25) Percentage of instructors teaching under emergency~~
9 ~~certification.~~

10 ~~(26) Percentage of instructors teaching a particular~~
11 ~~grade or subject matter without proper certification as~~
12 ~~provided for in Article XII of the act of March 10, 1949~~
13 ~~(P.L.30, No.14), known as the Public School Code of 1949, and~~
14 ~~22 Pa. Code Ch. 49 (relating to certification of professional~~
15 ~~personnel).~~

16 ~~(27) Percentage of instructional days being taught by~~
17 ~~short term or long term substitutes and percentage of~~
18 ~~substitutes not properly certified to teach in the area to~~
19 ~~which they are assigned.~~

20 ~~(28) Length of school year in terms of the number of~~
21 ~~instructional days and number of contractual days for~~
22 ~~professional employees.~~

23 ~~(29) Length of the school day.~~

24 ~~(30) Number of charter schools operating in the district~~
25 ~~and the total number of resident students attending charter~~
26 ~~schools.~~

27 ~~(31) Type of kindergarten program offered, part time or~~
28 ~~full day.~~

29 ~~(32) For the graduating senior class, the percentage of~~
30 ~~seniors pursuing various post high school options, including~~

1 ~~four year college/university, two year college, other post-~~
2 ~~secondary school or military service.~~

3 ~~(33) Habitual truancy as measured by the number of~~
4 ~~students reported as truant pursuant to section 1354 of the~~
5 ~~Public School Code of 1949.~~

6 ~~(34) Technology and library resources, including:~~

7 ~~(i) The number of titles of books, periodicals,~~
8 ~~pamphlets, maps, videotapes, films, software and other~~
9 ~~electronic media in a school's libraries.~~

10 ~~(ii) The number of computers available for student~~
11 ~~use and of these the number equipped with CD Rom~~
12 ~~capabilities.~~

13 ~~(iii) The number of computers per student and of~~
14 ~~these, the number equipped with CD Rom capabilities per~~
15 ~~student.~~

16 ~~(iv) An inventory of the availability of Internet,~~
17 ~~broadcast and cable television equipment available in a~~
18 ~~school, teacher workrooms, classrooms, computer labs and~~
19 ~~library or media centers.~~

20 ~~(35) Fiscal components including, but not limited to,~~
21 ~~the following:~~

22 ~~(i) Classroom instructional costs.~~

23 ~~(ii) Instructional support costs.~~

24 ~~(iii) Administrative costs.~~

25 ~~(iv) Subject related costs.~~

26 ~~(v) Technology costs.~~

27 ~~(vi) Special education costs.~~

28 ~~(vii) Total outstanding long term debt.~~

29 ~~(viii) Revenues by source.~~

30 ~~(ix) Total funds available.~~

1 ~~(x) Professional development.~~

2 ~~(xi) Transportation costs.~~

3 ~~(xii) Facilities and plant operations.~~

4 ~~The costs listed shall include costs per pupil and salaries~~
5 ~~and benefits information.~~

6 ~~(36) School safety indicators:~~

7 ~~(i) Number of incidents occurring on school grounds,~~
8 ~~or at school sponsored activities, referred to law~~
9 ~~enforcement personnel which resulted in charges being~~
10 ~~filed by the school entity.~~

11 ~~(ii) Number of incidents reported pursuant to~~
12 ~~section 1303 A(b) of the Public School Code of 1949.~~

13 ~~(37) Percentage of 11th grade and 12th grade students~~
14 ~~taking the College Entrance Examination Board Advance~~
15 ~~Placement Test.~~

16 ~~(38) Percentage of 11th grade and 12th grade students~~
17 ~~taking the College Entrance Examination Board Advance~~
18 ~~Placement Test scoring above three.~~

19 ~~(39) Percentage of students of the total enrollment in~~
20 ~~grades 11 and 12 who take the Scholastic Achievement Test~~
21 ~~(SAT) and ACT test.~~

22 ~~(40) Percentage of those students taking the SAT/ACT~~
23 ~~tests who scored in the upper quartile and the percentage of~~
24 ~~those taking the SAT/ACT who scored in the lowest quartile.~~

25 ~~(41) Actual district average score on the SAT.~~

26 ~~(42) Pertinent data from the Pennsylvania System of~~
27 ~~School Assessment (PSSA), including the number of special~~
28 ~~education students who took the test and the number of~~
29 ~~students whose parents requested excusal from the test.~~

30 ~~(43) Pertinent data from other assessment or achievement~~

1 ~~tests given to students to assess or measure achievement gain~~
2 ~~and that yield valid individual student performance~~
3 ~~indicators within a grade or subject.~~

4 ~~Section 6. Duties of department.~~

5 ~~(a) Form. The department shall prepare a uniform report~~
6 ~~card form, including uniform fiscal component definitions,~~
7 ~~submit the proposed form to the chairman and minority chairman~~
8 ~~of the Education Committee of the Senate and the chairman and~~
9 ~~minority chairman of the Education Committee of the House of~~
10 ~~Representatives for review and comment, and distribute that form~~
11 ~~to each school entity no later than April 15 of each school~~
12 ~~year. The form shall include a description of each indicator~~
13 ~~written in plain English.~~

14 ~~(b) Statewide comparisons.—~~

15 ~~(1) Upon receipt of the completed report card~~
16 ~~information from the individual school entities, the~~
17 ~~department shall compile Statewide comparison data for the~~
18 ~~school year for which data is reported and the prior two~~
19 ~~school years, including:~~

20 ~~(i) A comparison of Statewide averages to the~~
21 ~~individual school and school district as a whole.~~

22 ~~(ii) A comparison of averages of demographically~~
23 ~~similar schools.~~

24 ~~(iii) A description of what constitutes an~~
25 ~~educationally significant difference in each test score~~
26 ~~reported.~~

27 ~~(2) For purposes of the Statewide comparisons, the~~
28 ~~department is not responsible for compiling or distributing~~
29 ~~data for the prior two school years until such time as the~~
30 ~~data become available.~~

1 ~~(c) Districtwide summary. The department shall prepare a~~
2 ~~comprehensive districtwide summary for each school entity based~~
3 ~~on the information obtained under this section, including all~~
4 ~~school entities within the geographic boundaries of the district~~
5 ~~required to submit information under this act. In order to~~
6 ~~ensure that the comprehensive district summaries contain valid~~
7 ~~information, the department shall make available to each school~~
8 ~~entity a draft copy of its comprehensive districtwide summary~~
9 ~~before initiating the final report required by subsection (d).~~
10 ~~School entities shall have 20 days from receipt of its draft~~
11 ~~comprehensive districtwide summary to make any necessary~~
12 ~~changes. Any change made to a draft comprehensive districtwide~~
13 ~~summary by a school entity shall be accompanied by documentation~~
14 ~~proving the need for the change. The information received under~~
15 ~~section 5 shall be deemed to be accurate for any school entity~~
16 ~~that does not resubmit its draft comprehensive districtwide~~
17 ~~summary to the department on a timely basis.~~

18 ~~(d) Release of final report. No later than January 1~~
19 ~~following the school year for which report card data has been~~
20 ~~furnished by school entities, except that for the 2001-2002~~
21 ~~school year when the date shall be February 1, the department~~
22 ~~shall furnish each school entity with its completed report card~~
23 ~~and those of each school within its jurisdiction. The report~~
24 ~~card shall include information as specified in section 5.~~
25 ~~Statewide comparisons as specified in subsection (b) and the~~
26 ~~districtwide summary as provided in subsection (c). In the case~~
27 ~~of Statewide comparisons, the department is not responsible for~~
28 ~~compiling or distributing data for the prior two school years~~
29 ~~until such time as the data become available.~~

30 ~~Section 7. Dissemination of report card.~~

1 ~~(a) Parents. No later than March 1, except for the 2001-~~
2 ~~2002 school year when the date shall be April 1, each school~~
3 ~~entity shall distribute the applicable report card to parents or~~
4 ~~guardians of pupils enrolled at the school. These report cards~~
5 ~~may be included in normal school communications to parents or~~
6 ~~guardians and need not be mailed separately. The school entity~~
7 ~~shall include with this distribution a copy of the school~~
8 ~~entity's policies adopted in compliance with 22 Pa. Code §~~
9 ~~4.4(d) (relating to general policies). A copy of its most recent~~
10 ~~report card shall be displayed by each school in a central~~
11 ~~location accessible to the public.~~

12 ~~(b) General public.—~~

13 ~~(1) School entities shall publicize the availability of~~
14 ~~the districtwide summary provided by the department pursuant~~
15 ~~to section 6(c) by causing an advertisement to be placed in a~~
16 ~~newspaper of general circulation no later than March 1,~~
17 ~~except for the 2001-2002 school year when the date shall be~~
18 ~~April 1.~~

19 ~~(2) The advertisement shall contain the following~~
20 ~~information:~~

21 ~~(i) That each resident shall be entitled to receive~~
22 ~~a copy of the districtwide summary.~~

23 ~~(ii) That copies can be obtained by calling (name of~~
24 ~~school district) at (telephone number) during the hours~~
25 ~~of (hours of operation).~~

26 ~~(3) Copies of the districtwide summary shall be made~~
27 ~~available to residents upon request at no charge to the~~
28 ~~taxpayer. No later than March 1, except for the 2001-2002~~
29 ~~school year when the date shall be April 1, following the~~
30 ~~release of report cards to individual school entities by the~~

1 department, each school entity shall hold a public meeting to
2 present an overview of the full contents of the report card
3 to the general public. This public meeting may be part of a
4 regularly scheduled meeting of the entity's board of
5 directors. At least two weeks' advance notice of the time,
6 place and purpose of the meeting shall be given.

7 (c) General Assembly. The department shall forward a copy
8 of the Statewide results of the school report card to the
9 chairperson and minority chairperson of the Education Committee
10 of the Senate and the chairperson and minority chairperson of
11 the Education Committee of the House of Representatives.

12 Section 8. Cause of action.

13 Nothing in this act shall create a statutory cause of action
14 for educational malpractice by students, parents or guardians.

15 Section 9. Participation by nonpublic schools.

16 Upon request to the department by the principal of a
17 nonpublic school as defined in section 922.1 A(b) of the act of
18 March 10, 1949 (P.L.30, No.14), known as the Public School Code
19 of 1949, the nonpublic school may opt to comply with the
20 provisions of this act.

21 Section 10. Additional requirements.

22 (a) State Board of Education. The State Board of Education
23 shall adopt policies, standards, rules and regulations necessary
24 to the proper administration and implementation of this act.

25 (b) Department of Education. The Department of Education
26 shall provide technical assistance to school entities in
27 completing forms as required by section 4(a).

28 Section 11. Effective date.

29 This act shall take effect July 1, 2001, or immediately,
30 whichever is later.

1 SECTION 1. SHORT TITLE.

2 THIS ACT SHALL BE KNOWN AND MAY BE CITED AS THE SCHOOL
3 PROFILES ACT.

4 SECTION 2. DEFINITIONS.

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

8 "ADMINISTRATIVE/SUPERVISORY PERSONNEL." PERSONNEL WHO DIRECT
9 AND MANAGE OR ASSIST WITH DIRECTING AND MANAGING THE PROGRAMS,
10 OPERATION AND PERSONNEL OF A SCHOOL ENTITY OR PARTICULAR SCHOOL.

11 "CLASSROOM TEACHER." AN INDIVIDUAL, INCLUDING A CAREER OR
12 TECHNICAL TEACHER, WHO PROVIDES INSTRUCTION TO STUDENTS.

13 "COORDINATED SERVICES PERSONNEL." PERSONNEL WHO PROVIDE
14 GUIDANCE, HEALTH AND PSYCHOLOGICAL SERVICES AND ASSISTANCE TO
15 STUDENTS, PARENTS AND OTHER STAFF MEMBERS OR WHO PERFORM
16 SPECIALLY DESIGNED SERVICES NOT PROVIDED BY REGULAR OR SPECIAL
17 EDUCATION INSTRUCTION.

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

20 "DROPOUT." A STUDENT WHO, AT ANY TIME DURING THE PREVIOUS
21 SCHOOL YEAR, WAS BETWEEN 12 YEARS OF AGE AND 21 YEARS OF AGE AND
22 ENROLLED IN GRADES 7 THROUGH 12, BUT WHO WAS NOT ENROLLED BY
23 SEPTEMBER 30 OF THE CURRENT YEAR, FOR ANY REASON EXCEPT DEATH,
24 SUSPENSION, EXCUSED ILLNESS, GRADUATION OR TRANSFER TO ANOTHER
25 SCHOOL ENTITY.

26 "DROPOUT RATE." THE PERCENTAGE OF SECONDARY LEVEL STUDENTS
27 ENROLLED WHO DROP OUT DURING A SINGLE SCHOOL YEAR.

28 "EXPULSION." THIS TERM SHALL HAVE THE SAME MEANING GIVEN TO
29 IT IN 22 PA. CODE § 12.6 (RELATING TO EXPULSION FROM SCHOOL).

30 "GIFTED STUDENT." THIS TERM SHALL HAVE THE SAME MEANING

1 GIVEN TO IT IN 22 PA. CODE, CHAPTER 16 (RELATING TO SPECIAL
2 EDUCATION FOR GIFTED STUDENTS).

3 "HABITUAL TRUANT." A STUDENT WHO HAS BEEN ABSENT WITHOUT
4 LAWFUL EXCUSE FOR MORE THAN THREE CONSECUTIVE SCHOOL DAYS.

5 "KINDERGARTEN PROGRAM." A PROGRAM OFFERED TO CHILDREN WHO
6 ARE BELOW A SCHOOL DISTRICT'S MINIMUM ENTRY AGE FOR BEGINNERS.

7 "LIBRARIAN." AN INDIVIDUAL WITH LIBRARY SCIENCE
8 CERTIFICATION WHO PROVIDES LIBRARY SERVICES AND TEACHES
9 INFORMATION LITERACY SKILLS.

10 "SCHOOL." A DIVISION OF A SCHOOL SYSTEM WHICH IS COMPRISED
11 OF ONE OR MORE GRADE GROUPS, ORGANIZED AS ONE UNIT USUALLY UNDER
12 THE DIRECTION OF A PRINCIPAL OR HEAD TEACHER. THE TERM INCLUDES
13 AN INDEPENDENT SCHOOL ESTABLISHED PURSUANT TO SECTION 1704-B(A)
14 OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE
15 PUBLIC SCHOOL CODE OF 1949.

16 "SCHOOL ENTITY." ANY OF THE FOLLOWING:

17 (1) A SCHOOL DISTRICT AS DEFINED IN SECTION 102 OF THE
18 ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC
19 SCHOOL CODE OF 1949.

20 (2) AN AREA VOCATIONAL-TECHNICAL SCHOOL OPERATED
21 PURSUANT TO ARTICLE XVIII OF THE PUBLIC SCHOOL CODE OF 1949.

22 (3) A CHARTER SCHOOL AS DEFINED IN SECTION 1703-A OF THE
23 PUBLIC SCHOOL CODE OF 1949.

24 "SECRETARY." THE SECRETARY OF EDUCATION OF THE COMMONWEALTH.

25 "SPECIAL EDUCATION STUDENT." A STUDENT WHO RECEIVES SPECIAL
26 EDUCATION IN ACCORDANCE WITH THE INDIVIDUALS WITH DISABILITIES
27 EDUCATION ACT (PUBLIC LAW 91-230, 20 U.S.C. § 1400 ET SEQ.) AND
28 22 PA. CODE, CHAPTER 14 (RELATING TO SPECIAL EDUCATION SERVICES
29 AND PROGRAMS).

30 "SUSPENSION." THIS TERM SHALL HAVE THE SAME MEANING GIVEN TO

1 IT IN 22 PA. CODE § 12.6(B)(1) (RELATING TO EXCLUSIONS FROM
2 SCHOOL).

3 SECTION 3. SCHOOL PROFILES.

4 REPORTS PROVIDED PURSUANT TO THIS ACT SHALL FORM THE BASIS OF
5 SCHOOL, SCHOOL-ENTITY-WIDE AND STATE PROFILES REFERENCED IN
6 SECTIONS 5 AND 6. THESE PROFILES SHALL REPLACE THE PROFILES
7 PREVIOUSLY DEVELOPED BY THE SECRETARY PURSUANT TO 22 PA. CODE §
8 4.61 (RELATING TO SCHOOL PROFILES). THESE PROFILES SHALL BE
9 COMPILED FROM DATA REPORTED BY THE SCHOOL ENTITIES AND SHALL NOT
10 CONSTITUTE AN ADDITIONAL REPORT BY THE SCHOOL ENTITIES.

11 SECTION 4. DUTIES OF SCHOOL ENTITIES.

12 (A) GENERAL RULE.--EACH SCHOOL ENTITY SHALL SUBMIT TO THE
13 DEPARTMENT THE INFORMATION LISTED IN SECTION 5, IN ACCORDANCE
14 WITH THE ESTABLISHED DEADLINES ESTABLISHED SPECIFICALLY
15 APPLICABLE TO EACH INFORMATIONAL ITEM. UNLESS OTHERWISE
16 PROVIDED, THE SCHOOL ENTITY SHALL SUBMIT INFORMATION FOR EACH
17 INDIVIDUAL SCHOOL WITHIN ITS JURISDICTION.

18 (B) TIME.--ALL OF THE INFORMATION REQUIRED TO COMPLETE THE
19 SCHOOL PROFILE SHALL BE SUBMITTED TO THE DEPARTMENT NO LATER
20 THAN FEBRUARY 1 OF EACH YEAR. NOTHING IN THIS SECTION SHALL BE
21 CONSTRUED TO ALTER ANY ESTABLISHED DEADLINE FOR THE SUBMISSION
22 OF ANY INFORMATIONAL ITEM LISTED IN SECTION 5.

23 (C) PENALTY FOR FAILURE TO COMPLY.--THE PENALTIES SET FORTH
24 IN SECTION 2552 OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14),
25 KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, SHALL APPLY TO ALL
26 SCHOOL ENTITIES FOR PURPOSES OF THIS ACT.

27 SECTION 5. REQUIRED INFORMATION.

28 THE INFORMATION SUBMITTED BY SCHOOL ENTITIES SHALL INCLUDE,
29 BUT NOT BE LIMITED TO, THE FOLLOWING:

30 (1) ENROLLMENT BY GRADE LEVEL, INCLUDING FOUR-YEAR AND

1 FIVE-YEAR OLD KINDERGARTEN BY HALF-DAY AND FULL-DAY, AS OF
2 OCTOBER 1.

3 (2) THE NUMBER OF SCHOOLS COMPRISING THE SCHOOL ENTITY
4 AND THE GRADE LEVELS IN EACH SCHOOL.

5 (3) PERCENTAGE OF LOW-INCOME STUDENTS, CALCULATED IN A
6 MANNER PRESCRIBED BY THE DEPARTMENT.

7 (4) THE NUMBER OF STUDENTS RECEIVING INSTRUCTION IN
8 ENGLISH AS A SECOND LANGUAGE COURSES.

9 (5) BY SCHOOL ENTITY, THE NUMBER AND PERCENTAGE OF
10 STUDENTS WITH DISABILITIES ENROLLED IN SPECIAL EDUCATION
11 PROGRAMS.

12 (6) BY SCHOOL ENTITY, THE NUMBER AND PERCENTAGE OF
13 STUDENTS IDENTIFIED AS GIFTED ENROLLED IN GIFTED PROGRAMS.

14 (7) STUDENT ATTENDANCE RATES FOR THE SCHOOL YEAR
15 MEASURED AS THE PERCENTAGE FOR THE SCHOOL YEAR OF STUDENTS
16 PRESENT EACH DAY TO THE TOTAL ENROLLMENT EACH DAY.

17 (8) THE NUMBER OF STUDENTS WHO ENTERED OR WITHDREW
18 DURING THE SCHOOL YEAR.

19 (9) THE NUMBER OF SUSPENSIONS AT THE SECONDARY LEVEL
20 DURING THE SCHOOL YEAR.

21 (10) THE NUMBER OF EXPULSIONS AT THE SECONDARY LEVEL
22 DURING THE SCHOOL YEAR.

23 (11) DROPOUT RATE BY GRADE.

24 (12) THE NUMBER OF STUDENTS RETAINED GRADE-TO-GRADE AT
25 THE SECONDARY LEVEL.

26 (13) THE PERCENTAGE OF CLASSES WITHIN EACH OF THE
27 FOLLOWING CATEGORIES:

28 (I) 1 THROUGH 20 STUDENTS.

29 (II) 21 THROUGH 23 STUDENTS.

30 (III) 24 THROUGH 26 STUDENTS.

1 (IV) 27 THROUGH 29 STUDENTS.

2 (V) 30 OR MORE STUDENTS.

3 (14) (I) THE NUMBER OF PROFESSIONAL OR CERTIFICATED
4 EMPLOYEES AT EACH SCHOOL AND SCHOOL ENTITY AND THE NUMBER
5 OF NONCERTIFICATED PERSONNEL IN POSITIONS NORMALLY
6 REQUIRING CERTIFICATION.

7 (II) NUMBER OF ADMINISTRATIVE/SUPERVISORY PERSONNEL.

8 (III) THE NUMBER OF CLASSROOM TEACHERS.

9 (IV) THE NUMBER OF LIBRARIANS.

10 (V) THE NUMBER OF COORDINATE SERVICES PERSONNEL.

11 (15) TEACHER ABSENTEEISM REPRESENTED AS THE PERCENTAGE
12 OF TEACHER CONTRACTUAL DAYS THAT PERMANENT CONTRACTUAL
13 TEACHERS WERE ABSENT FOR PERSONAL REASONS.

14 (16) CLASSROOM TEACHER TIME DEVOTED TO PROFESSIONAL
15 DEVELOPMENT REPORTED AS THE PERCENTAGE OF TEACHER CONTRACTUAL
16 DAYS THAT PERMANENT CONTRACTUAL TEACHERS DEVOTED TO
17 PROFESSIONAL DEVELOPMENT, INCLUDING DAYS ENUMERATED UNDER
18 SECTION 1504 OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14),
19 KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, INSERVICE DAYS AND
20 INDIVIDUAL PROFESSIONAL DEVELOPMENT DAYS.

21 (17) LISTING OF PROFESSIONAL DEVELOPMENT, CLASS
22 PREPARATION AND RESEARCH OPPORTUNITIES PROVIDED FOR
23 PROFESSIONAL EMPLOYEES AND NONCERTIFICATED PERSONNEL IN
24 POSITIONS NORMALLY REQUIRING CERTIFICATION.

25 (18) LISTING OF ACADEMIC AND SUPPORT PROGRAMS,
26 OPPORTUNITIES AND INITIATIVES OFFERED OR SUPPORTED IN THE
27 SCHOOL ENTITY AS SPECIFIED IN TECHNICAL GUIDELINES ISSUED BY
28 THE DEPARTMENT.

29 (19) BY SCHOOL ENTITY, A LISTING OF COMMERCIAL
30 STANDARDIZED TESTS ADMINISTERED AND THE GRADES IN WHICH THEY

1 ARE ADMINISTERED.

2 (20) PERCENTAGE OF PROFESSIONAL EMPLOYEES AND
3 NONCERTIFICATED PERSONNEL IN POSITIONS NORMALLY REQUIRING
4 CERTIFICATION POSSESSING BACHELOR'S, MASTER'S AND DOCTORAL
5 DEGREES.

6 (21) CLASSROOM TEACHERS' AVERAGE YEARS OF SERVICE IN
7 EDUCATION.

8 (22) LIBRARIANS' AVERAGE YEARS OF SERVICE IN EDUCATION.

9 (23) THE NUMBER OF CLASSROOM TEACHERS SERVING UNDER
10 EMERGENCY PERMITS.

11 (24) THE NUMBER OF INSTRUCTIONAL DAYS IN THE SCHOOL
12 YEAR.

13 (25) THE NUMBER OF CONTRACTUAL DAYS IN THE SCHOOL YEAR
14 FOR CLASSROOM TEACHERS.

15 (26) THE NUMBER OF INSTRUCTIONAL HOURS IN A SCHOOL DAY.

16 (27) THE TOTAL NUMBER OF RESIDENT STUDENTS ATTENDING
17 CHARTER SCHOOLS.

18 (28) FOR THE GRADUATING SENIOR CLASS, THE PERCENTAGE OF
19 GRADUATES PLANNING TO ENTER COLLEGE OR UNIVERSITY, OTHER
20 POSTSECONDARY SCHOOL, MILITARY SERVICE OR EMPLOYMENT.

21 (29) THE NUMBER OF STUDENTS CLASSIFIED AS HABITUAL
22 TRUANTS.

23 (30) LIBRARY RESOURCES, INCLUDING:

24 (I) THE NUMBER OF CATALOGED ITEMS IN THE LIBRARY
25 COLLECTION AT THE END OF THE SCHOOL YEAR.

26 (II) THE NUMBER OF ON-LINE REFERENCE AND PERIODICAL
27 DATA BASE TITLES THE LIBRARY MAKES AVAILABLE TO ITS
28 USERS.

29 (III) THE TOTAL CIRCULATION OF LIBRARY MATERIALS
30 DURING THE LAST SCHOOL YEAR.

- 1 (31) TECHNOLOGY RESOURCES, INCLUDING:
- 2 (I) THE TOTAL NUMBER OF COMPUTERS IN THE SCHOOL.
- 3 (II) THE NUMBER OF COMPUTERS AVAILABLE FOR STUDENT
- 4 USE.
- 5 (III) THE NUMBER OF COMPUTERS WITH INTERNET ACCESS.
- 6 (IV) THE NUMBER OF COMPUTERS AVAILABLE IN TEACHERS'
- 7 WORKROOM.
- 8 (V) THE NUMBER OF COMPUTERS AVAILABLE IN CLASSROOMS.
- 9 (VI) THE NUMBER OF COMPUTERS AVAILABLE IN COMPUTER
- 10 LAB.
- 11 (VII) THE NUMBER OF COMPUTERS AVAILABLE IN LIBRARY
- 12 OR MEDIA CENTER.
- 13 (32) NUMBER OF ITEMS OF BROADCAST OR CABLE TELEVISION
- 14 AVAILABLE IN TEACHERS' WORKROOM, CLASSROOMS, COMPUTER LAB AND
- 15 LIBRARY OR MEDIA CENTER.
- 16 (33) FISCAL INFORMATION AS REQUIRED BY SECTION 613 OF
- 17 THE PUBLIC SCHOOL CODE OF 1949, INCLUDING, BUT NOT LIMITED
- 18 TO, THE FOLLOWING:
- 19 (I) CLASSROOM INSTRUCTIONAL COSTS.
- 20 (II) INSTRUCTIONAL SUPPORT COSTS.
- 21 (III) ADMINISTRATIVE SUPPORT COSTS BY SCHOOL ENTITY.
- 22 (IV) SUBJECT MATTER OR GRADE-LEVEL COSTS.
- 23 (V) TECHNOLOGY COSTS BY SCHOOL ENTITY.
- 24 (VI) SPECIAL EDUCATION INSTRUCTIONAL AND
- 25 NONINSTRUCTIONAL COSTS BY SCHOOL ENTITY.
- 26 (VII) TOTAL OUTSTANDING LONG-TERM DEBT BY SCHOOL
- 27 ENTITY.
- 28 (VIII) REVENUES BY SOURCE BY SCHOOL ENTITY.
- 29 (IX) TOTAL FUNDS AVAILABLE BY SCHOOL ENTITY.
- 30 (X) PROFESSIONAL DEVELOPMENT BY SCHOOL ENTITY.

- 1 (XI) TRANSPORTATION COSTS BY SCHOOL ENTITY.
- 2 (XII) FACILITIES AND PLANT OPERATIONS.
- 3 (XIII) EXTRACURRICULAR ACTIVITIES BY SCHOOL ENTITY.
- 4 (XIV) FOOD SERVICE COSTS BY SCHOOL ENTITY.

5 (34) THE NUMBER OF INCIDENTS REPORTED PURSUANT TO
6 SECTION 1303-A(B) OF THE PUBLIC SCHOOL CODE OF 1949.

7 (35) THE NUMBER OF ELEVENTH AND TWELFTH GRADE STUDENTS
8 WHO TOOK THE COLLEGE ENTRANCE EXAMINATION BOARD ADVANCED
9 PLACEMENT TEST.

10 (36) THE NUMBER OF ELEVENTH AND TWELFTH GRADE STUDENTS
11 WHO SCORED ABOVE THREE ON THE COLLEGE ENTRANCE EXAMINATION
12 BOARD ADVANCED PLACEMENT TEST.

13 (37) THE NUMBER OF ELEVENTH AND TWELFTH GRADE STUDENTS
14 WHO TOOK THE SCHOLASTIC APTITUDE TEST, THE AMERICAN COLLEGE
15 TEST OR BOTH.

16 (38) THE NUMBER OF ELEVENTH AND TWELFTH GRADE STUDENTS
17 WHO SCORED IN THE TOP QUARTILE OF THE SCHOLASTIC APTITUDE
18 TEST OR AMERICAN COLLEGE TEST AND THE NUMBER OF THOSE WHO
19 SCORED IN THE BOTTOM QUARTILE.

20 (39) AVERAGE SCHOLASTIC APTITUDE TEST AND AMERICAN
21 COLLEGE TEST SCORES FOR EACH SCHOOL ENTITY.

22 (40) SCALED SCORES OF THE PENNSYLVANIA SYSTEM OF SCHOOL
23 ASSESSMENT OR THE LOCAL ASSESSMENT SYSTEM ALIGNED WITH
24 ACADEMIC STANDARDS, DIVIDED INTO ALL STUDENTS AT THE SCHOOL
25 AND SCHOOL ENTITY LEVEL.

26 (41) PENNSYLVANIA SYSTEM OF SCHOOL ASSESSMENT OR THE
27 LOCAL ASSESSMENT SYSTEM ALIGNED WITH ACADEMIC STANDARDS, DATA
28 DISAGGREGATED AT THE SCHOOL LEVEL.

29 (42) PERTINENT DATA FROM THE NATIONAL OCCUPATIONAL
30 COMPETENCY TESTING INSTITUTE'S JOB READY ASSESSMENTS AND

1 OTHER DEPARTMENT-APPROVED TESTS GIVEN TO STUDENTS IN
2 DEPARTMENT-APPROVED CAREER AND TECHNICAL PROGRAMS.

3 (43) SCHOOL ENTITY-LEVEL DATA FROM THE ADMINISTRATION OF
4 PENNSYLVANIA ALTERNATE SYSTEM OF ASSESSMENT IN ACCORDANCE
5 WITH DEPARTMENT GUIDELINES.

6 (44) NUMBER OF STUDENTS ENROLLED IN APPROVED
7 OCCUPATIONAL CAREER AND TECHNICAL PROGRAMS.

8 (45) FOR THE COMPLETERS OF APPROVED OCCUPATIONAL CAREER
9 AND TECHNICAL PROGRAMS, THE PERCENTAGE OF THOSE WHO OBTAINED
10 EMPLOYMENT, ENROLLED IN A POSTSECONDARY INSTITUTION OR
11 ENTERED MILITARY SERVICE.

12 (46) OTHER INFORMATION THAT MAY BE REQUIRED AS DIRECTED
13 BY THE SECRETARY TO COMPLY WITH FEDERAL OR STATE STATUTES.

14 SECTION 6. DUTIES OF DEPARTMENT.

15 (A) GUIDELINES.--THE DEPARTMENT SHALL DEVELOP GUIDELINES AS
16 NECESSARY FOR THE IMPLEMENTATION OF SECTION 5 AND PROVIDE
17 TECHNICAL ASSISTANCE TO SCHOOL ENTITIES IN REPORTING INFORMATION
18 REQUIRED BY SECTION 4(A). THE DEPARTMENT SHALL COMPILE DATA AND
19 REPORT IT BY SCHOOL ENTITY PURSUANT TO THIS ACT.

20 (B) PRELIMINARY SUMMARIES.--

21 (1) THE DEPARTMENT SHALL PREPARE PRELIMINARY SUMMARIES
22 FOR EACH SCHOOL ENTITY AND ITS INDIVIDUAL SCHOOLS, BASED ON
23 THE INFORMATION OBTAINED UNDER THIS ACT.

24 (2) IN ORDER TO ENSURE ACCURATE DATA, THE DEPARTMENT
25 SHALL MAKE THE PRELIMINARY SUMMARIES AVAILABLE ON-LINE FOR
26 EACH SCHOOL ENTITY.

27 (3) WITHIN 20 DAYS OF RECEIPT OF THE ON-LINE SUMMARIES,
28 THE SCHOOL ENTITY MAY REQUEST THAT THE DEPARTMENT MAKE ANY
29 MATERIAL CHANGES IN ANY SUMMARY.

30 (4) IF THE DISTRICT DOES NOT SUBMIT SUCH REQUEST WITHIN

1 20 DAYS, THE SUMMARIES SHALL BE DEEMED ACCURATE AND BECOME
2 THE SCHOOL AND SCHOOL ENTITY-WIDE PROFILES.

3 (C) STATE PROFILE.--THE DEPARTMENT SHALL CREATE A STATE
4 PROFILE BASED ON THE PROFILES CREATED PURSUANT TO SUBSECTION
5 (B). THE STATE PROFILE SHALL PROVIDE INFORMATION FOR
6 SOCIOECONOMICALLY SIMILAR SCHOOLS.

7 (D) PUBLICATION OF SCHOOL, SCHOOL ENTITY-WIDE AND STATE
8 PROFILES.--NO LATER THAN MARCH 1 OF EACH YEAR, THE DEPARTMENT
9 SHALL PUBLISH ON ITS WORLD WIDE WEB SITE THE SCHOOL, SCHOOL
10 ENTITY-WIDE AND STATE PROFILES ESTABLISHED IN ACCORDANCE WITH
11 SUBSECTIONS (B) AND (C). PRIOR TO THE RELEASE OF THE PROFILES
12 THE DEPARTMENT SHALL ISSUE A PRESS RELEASE INFORMING THE PUBLIC
13 OF THE AVAILABILITY OF THIS INFORMATION.

14 SECTION 7. NONPUBLIC SCHOOL ELECTION TO COMPLY.

15 UPON REQUEST TO THE DEPARTMENT BY THE PRINCIPAL OF A
16 NONPUBLIC SCHOOL AS DEFINED IN SECTION 922.1 OF THE ACT OF MARCH
17 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF
18 1949, NONPUBLIC SCHOOLS MAY ELECT TO COMPLY WITH THE PROVISIONS
19 OF THIS ACT.

20 SECTION 8. EFFECTIVE DATE.

21 THIS ACT SHALL TAKE EFFECT JULY 1, 2001, OR IMMEDIATELY,
22 WHICHEVER IS LATER.