

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 2532** Session of
2004

INTRODUCED BY ARGALL, APRIL 12, 2004

SENATOR THOMPSON, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, JULY 3, 2004

A SUPPLEMENT

1 To the act of November 30, 1965 (P.L.843, No.355), entitled "An
2 act providing for the establishment and operation of Temple
3 University as an instrumentality of the Commonwealth to serve
4 as a State-related university in the higher education system
5 of the Commonwealth; providing for change of name; providing
6 for the composition of the board of trustees; terms of
7 trustees, and the power and duties of such trustees;
8 providing for preference to Pennsylvania residents in
9 tuition; providing for public support and capital
10 improvements; authorizing appropriations in amounts to be
11 fixed annually by the General Assembly; providing for the
12 auditing of accounts of expenditures from said
13 appropriations; authorizing the issuance of bonds exempt from
14 taxation within the Commonwealth; requiring the President to
15 make an annual report of the operations of Temple
16 University," making appropriations for carrying the same into
17 effect; providing for a basis for payments of such
18 appropriations; and providing a method of accounting for the
19 funds appropriated and for certain fiscal information
20 disclosure.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

23 Section 1. The following sums, or as much thereof as may be
24 necessary, are hereby appropriated to the Trustees of Temple
25 University for the fiscal year July 1, 2004, to June 30, 2005,

1 for the purposes and in the amounts as shown:

2	(1) For education and general expenses.....	\$156,717,000	<—
3	(2) For instruction — Doctor of Medicine only.	8,729,000	
4	(3) For operation of dental clinics in the		
5	school of dentistry.....	1,029,000	
6	(4) To enhance the recruitment and retention		
7	of disadvantaged students.....	321,000	
8	(5) For maxillofacial prosthodontics.....	125,000	
9	(6) For Podiatric Medicine.....	1,280,000	
10	(7) For the Richard J. Fox Bio Medical Center.	451,000	
11	(1) FOR EDUCATION AND GENERAL EXPENSES.....	\$157,865,000	<—
12	(2) FOR INSTRUCTION - DOCTOR OF MEDICINE ONLY.	8,794,000	
13	(3) FOR OPERATION OF DENTAL CLINICS IN THE		
14	SCHOOL OF DENTISTRY.....	1,037,000	
15	(4) TO ENHANCE THE RECRUITMENT AND RETENTION		
16	OF DISADVANTAGED STUDENTS.....	423,000	
17	(5) FOR MAXILLOFACIAL PROSTHODONTICS.....	126,000	
18	(6) FOR PODIATRIC MEDICINE.....	1,290,000	
19	(7) FOR THE RICHARD J. FOX BIO-MEDICAL CENTER.	454,000	

20 Section 2. Payments to Temple University on account of the
21 appropriations for all items as provided in section 1 shall be
22 made on the basis of costs during the fiscal year.

23 Section 3. If necessary, Temple University may transfer
24 funds among the appropriations listed in section 1(1) and (2),
25 provided, that the aggregate amount transferred into or out of
26 each appropriation during the fiscal year shall not exceed 5% of
27 the amount specifically appropriated for that purpose.

28 Section 4. (a) Payment to Temple University of the
29 appropriations provided in section 1 shall be made monthly
30 during the fiscal year.

1 (b) Such monthly payments shall be made in accordance with
2 the provisions of section 2 on the basis of estimated costs. The
3 estimate of costs shall be submitted by Temple University to the
4 Secretary of Education, the General Assembly and the State
5 Treasurer not later than 30 days prior to the date on which such
6 payment is to be made.

7 Section 5. (a) Temple University shall apply the moneys
8 appropriated by this act only for such purposes as are permitted
9 in this act and shall at all times maintain proper records
10 showing the application of such moneys. Not later than 120 days
11 after the close of the fiscal year to which this act relates,
12 Temple University shall file, with the Secretary of Education,
13 the General Assembly and the Auditor General of the
14 Commonwealth, a statement setting forth the amounts and purposes
15 of all expenditures made from moneys appropriated by this act
16 and other university accounts during said fiscal year, as
17 provided in section 2, used as a basis for receipt of any
18 appropriation during said fiscal year.

19 (b) Such statement of expenditures and costs shall be
20 reviewed by the Auditor General of the Commonwealth, and he
21 shall have the right, in respect to the moneys appropriated by
22 this act, to audit and disallow expenditures made for purposes
23 not permitted by this act and to cause such sums to be recovered
24 and paid by Temple University to the State Treasurer. In respect
25 to expenditures made by the university from moneys other than
26 those appropriated by this act, the Auditor General shall have
27 the right to review only, and he shall file annually with the
28 General Assembly such information concerning said expenditures
29 as the General Assembly or any of its committees may require.

30 Section 6. A report shall be submitted to the Governor and

1 the Appropriations and Education Committees of the Senate and
2 House of Representatives and shall include data for all programs
3 except the Doctor of Medicine program. The report, to be
4 submitted prior to September 1, 2005, shall cover the 12-month
5 period beginning with the summer term 2004 and shall include:

6 (1) The following counts and distributions for each term
7 during the period:

8 (i) The definitions and numbers of faculty members employed
9 full time, of faculty members employed part time, of full-time
10 students enrolled in graduate courses, of full-time students
11 enrolled in undergraduate courses, of part-time students
12 enrolled in graduate courses and of part-time students enrolled
13 in undergraduate courses.

14 (ii) The total numbers of undergraduate student credit
15 hours, divided into lower division and upper division course
16 levels, and of graduate student credit hours divided into three
17 course levels--master's, first professional and doctoral.

18 (iii) The number of different courses scheduled by level of
19 instruction and the number of sections of individual instruction
20 scheduled by level of instruction, each further subdivided by
21 two-digit Classification of Instructional Program (CIP)
22 categories of instructional programs of higher education as
23 defined by the National Center for Education Statistics, United
24 States Department of Education.

25 (iv) The number of terms scheduled and the dates thereof.

26 (2) For the summer term and the following academic year in
27 total and for each two-digit CIP program category, a
28 classification of faculty members or other professional
29 employees by title, including: professor, associate professor,
30 assistant professor, instructor, lecturer, research associate,

1 librarian and academic administrator; faculty members or other
2 professional employees under each title to be subdivided by type
3 of assignment: teaching and nonteaching; and each such set of
4 faculty members or other professional employees to be further
5 subdivided by type of employment: full-time or part-time; and
6 the following aggregates for each such subdivided
7 classification:

8 (i) The number of faculty and other professional employees
9 and their full-time equivalence in instructional and
10 noninstructional functions.

11 (ii) The sum of credits assigned to undergraduate classroom
12 courses and the sum of credits assigned to graduate classroom
13 courses taught, divided into lower division, upper division,
14 master's, first professional and doctoral course levels.

15 (iii) The sum of credits assigned to undergraduate
16 individual instruction courses and the sum of credits assigned
17 to graduate individual instruction courses taught, divided into
18 lower division, upper division, master's, first professional and
19 doctoral course levels.

20 (iv) The sum of undergraduate classroom student credit hours
21 and the sum of graduate classroom student credit hours
22 generated, divided into lower division, upper division,
23 master's, first professional and doctoral course levels.

24 (v) The sum of undergraduate individual instruction student
25 credit hours and the sum of graduate individual instruction
26 student credit hours generated, divided into lower division,
27 upper division, master's, first professional and doctoral course
28 levels.

29 (vi) The total salary paid for instructional functions and
30 for noninstructional functions and the amount of this salary

1 paid for each of these functions from university funds, Federal
2 funds and other funds.

3 (3) For each term of the period covered for each faculty
4 member employed full time identified by two-digit CIP program
5 category and title, the report shall contain an analysis of the
6 average hours per week spent in university-related activities,
7 stating specifically hours spent in undergraduate classroom
8 contact and graduate classroom contact, hours spent in
9 preparation, hours spent in research and hours spent in public
10 service.

11 Section 7. In addition to the requirements in section 6
12 relative to this appropriation, each report covering the 12-
13 month period beginning with the summer term 2004 shall include
14 for all programs of the university:

15 (1) Minimum number of credits required for a baccalaureate
16 degree and for a master's degree.

17 (2) Number of bachelor's degrees, master's degrees, first
18 professional degrees and doctoral degrees awarded in 2000, 2001,
19 2002, 2003, 2004 and estimated 2005.

20 Section 8. (a) The following words and phrases when used in
21 this section shall have the meanings given to them in this
22 subsection unless the context clearly indicates otherwise:

23 "Academic and administrative support units." Any
24 organizational entity, as defined in the organizational manual
25 of the university, that reports directly to the president of the
26 university, chief academic officer or vice president, including
27 the office of the president, chief academic officer and vice
28 president.

29 "Expenditures." Disbursements or payments of State
30 appropriations, tuition and fees supporting operational,

1 educational or other general categories of expenses as defined
2 in: the generally accepted accounting principles as prescribed
3 by the National Association of College and University Business
4 Officers, the American Institute of Certified Public
5 Accountants, or by their successors, or by any other recognized
6 authoritative body; the "Commonwealth of Pennsylvania Budget
7 Instructions for the State System of Higher Education, State-
8 Related Universities and Non-State-Related Colleges and
9 Universities"; and the financial reporting policies and
10 standards promulgated by the Commonwealth of Pennsylvania and by
11 the Federal Government that apply to Temple University.

12 "Revenue." All State appropriations and tuition and fees.

13 (b) Temple University shall disclose the following:

14 (1) Revenue and expenditure budgets of the university's
15 academic and administrative support units for the current fiscal
16 year.

17 (2) The actual revenue and expenditures for the prior year
18 in the same format as the information reported under paragraph
19 (1).

20 (3) For any defined project or program which is the subject
21 of a specific line item appropriation from the General Fund, the
22 university shall disclose the following:

23 (i) Revenue and expenditure budgets of the defined program
24 or project for the current fiscal year.

25 (ii) The actual revenue and expenditures of the defined
26 program or project for the prior year in the same format as the
27 information reported under paragraph (1).

28 (4) The revenue and expenditures of any auxiliary enterprise
29 which is directly funded in whole or in part by tuition or a
30 State appropriation for the current fiscal year.

1 (c) The university shall provide the following additional
2 information for the prior fiscal year for each academic or
3 administrative support unit, for each defined project or program
4 and for any auxiliary enterprise:

5 (1) The number of employees by academic rank and by
6 classification the number of administrators, staff, clerical and
7 technical service employees.

8 (2) Median and mean salary by academic rank and by
9 classification the median and mean salaries of administrators,
10 staff, clerical and technical service employees.

11 (3) Nonsalary compensation as a percentage of salary.
12 Nonsalary compensation shall include, but not be limited to,
13 medical benefits, life insurance benefits, pension benefits,
14 leave benefits, employer Social Security payments and workers'
15 compensation benefits.

16 (4) A statement of the university's retirement policies.

17 (5) A policy statement relating to a reduction of tuition
18 for employees' family members.

19 (6) A list of purchase of service contracts which exceed
20 \$1,000 by category of service, including, but not limited to,
21 legal, instructional, management, accounting, architecture,
22 public relations and maintenance. The list shall contain the
23 name and address of the contractor, a statement of the nature of
24 the duties of the contractor and the academic and administrative
25 support unit for which the duties are performed. If a purchase
26 of service contract exceeds 10% of the total aggregate
27 expenditure of the contract category per academic or
28 administrative support unit, then the contracted amount shall
29 also be listed.

30 (7) A list of purchase of goods contracts which exceed

1 \$1,000. The list shall contain the name and address of the
2 contractor and a list of the goods purchased and the academic or
3 administrative support unit for which such goods were
4 contracted. If a purchase of goods contract exceeds 10% of the
5 total aggregate expenditure per academic or administrative
6 support unit, then the contracted amount shall also be listed.

7 (8) A list by academic or administrative support unit in the
8 aggregate, of the expenses of travel, subsistence and lodging,
9 whether provided or reimbursed.

10 (d) The university shall submit a report of the information
11 under subsections (b) and (c) to the Education Committee of the
12 Senate and the Appropriations Committee of the Senate and the
13 Education Committee of the House of Representatives and the
14 Appropriations Committee of the House of Representatives. In
15 addition, the university shall submit a copy of the report to
16 each of the following:

17 (1) Governor's Office.

18 (2) Secretary of Education.

19 (3) State Treasurer.

20 (4) Auditor General.

21 (5) Joint State Government Commission.

22 Each such institution shall maintain a copy of the report in the
23 institution's library and shall submit a copy to each of the
24 four State regional library resource centers.

25 (e) A university's report required to be submitted under
26 this section shall be submitted within 180 days of the close of
27 the university's current fiscal year.

28 (f) The Joint State Government Commission shall develop a
29 statistical comparison analysis recognizing differences in
30 missions from the reports made under this section. A majority of

1 the members of the commission may request additional
2 documentation, except for salary or identity of individuals,
3 necessary to complete the comparative analysis. The comparison
4 shall be provided to the Education Committee of the Senate and
5 the Appropriations Committee of the Senate and the Education
6 Committee of the House of Representatives and the Appropriations
7 Committee of the House of Representatives and the four State
8 regional libraries.

9 (g) The university shall make a copy of the minutes of each
10 public meeting of the institution's board of trustees, as well
11 as a copy of the institution's integrated postsecondary
12 education data systems report, available for public inspection
13 in the institution's library.

14 Section 9. Temple University shall provide full, complete
15 and accurate information as may be required by the Department of
16 Education or the chairman or the minority chairman of the
17 Appropriations Committee of the Senate or the chairman or the
18 minority chairman of the Appropriations Committee of the House
19 of Representatives.

20 Section 10. Temple University shall present and report its
21 financial statements required under the provisions of this act
22 in accordance with: the generally accepted accounting principles
23 as prescribed by the National Association of College and
24 University Business Officers, the American Institute of
25 Certified Public Accountants, or their successors, or by any
26 other recognized authoritative body; the "Commonwealth of
27 Pennsylvania Budget Instructions for the State System of Higher
28 Education, State-Related Universities and Non-State-Related
29 Colleges and Universities"; and the financial reporting policies
30 and standards promulgated by the Commonwealth of Pennsylvania

1 and by the Federal Government that apply to Temple University.

2 Section 11. Temple University shall make all articulation
3 agreements with other higher education institutions available on
4 the Internet.

5 Section 12. This act shall take effect July 1, 2004, or
6 immediately, whichever is later.