
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 157 Session of
2003

INTRODUCED BY EARLL, KUKOVICH, RHOADES, ROBBINS, KITCHEN,
M. WHITE, MOWERY, LEMMOND, COSTA, O'PAKE, WENGER, WOZNIAK,
SCHWARTZ, ORIE, GREENLEAF, LAVALLE, THOMPSON AND RAFFERTY,
FEBRUARY 4, 2003

SENATE AMENDMENTS TO HOUSE AMENDMENTS, JUNE 28, 2004

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," FURTHER providing for firefighter and <—
6 emergency service training as creditable high school courses; <—
7 REENACTING PROVISIONS RELATING TO EDUCATION EMPOWERMENT
8 DISTRICTS AND FOR TEMPORARY AID FOR SCHOOL DISTRICTS AFFECTED
9 BY REDUCTIONS IN ASSESSED VALUE OF REAL ESTATE; REENACTING
10 PROVISIONS FOR POWERS AND DUTIES OF THE STATE BOARD OF
11 EDUCATION; and PROVIDING for regulation of credit card <—
12 marketing on a college or university campus.

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

15 ~~Section 1. The act of March 10, 1949 (P.L.30, No.14), known <—~~
16 ~~as the Public School Code of 1949, is amended by adding a~~
17 ~~section to read:~~

18 ~~Section 1550. Firefighter and Emergency Service Training.~~

19 ~~(a) Firefighter and emergency service training may be added to~~
20 ~~high school curricula as credit earning courses.~~

21 ~~(b) The courses may be made available only to students~~

1 ~~sixteen (16) years of age or older and may include:~~

2 ~~(1) Training as a firefighter I from the National Board of~~
3 ~~Professional Qualifications.~~

4 ~~(2) Training as an emergency medical technician by the~~
5 ~~Department of Health under the act of July 3, 1985 (P.L.164,~~
6 ~~No.45), known as the "Emergency Medical Services Act."~~

7 ~~(c) Any person who provides training under this section and~~
8 ~~who has direct contact with students receiving training shall be~~
9 ~~subject to the provisions of section 111.~~

10 ~~(d) If the school district adds firefighter and emergency~~
11 ~~service training as credit earning courses, the school district~~
12 ~~shall provide transportation and supervision for firefighter and~~
13 ~~emergency service training that takes place off school grounds.~~
14 ~~Supervision of training shall be conducted as a cooperative~~
15 ~~education program in accordance with the provisions of 22 Pa.~~
16 ~~Code § 11.28 (relating to out of school programs) or any~~
17 ~~regulation promulgated subsequently to replace that section.~~

18 SECTION 1. SECTION 1550 OF THE ACT OF MARCH 10, 1949 <—
19 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, ADDED
20 DECEMBER 23, 2003 (P.L.304, NO.48), IS AMENDED TO READ:

21 SECTION 1550. FIREFIGHTER AND EMERGENCY SERVICE TRAINING.--

22 (A) BEGINNING WITH THE 2003-2004 SCHOOL YEAR AND EACH SCHOOL
23 YEAR THEREAFTER, A SCHOOL DISTRICT MAY OFFER FIREFIGHTER AND
24 EMERGENCY SERVICE TRAINING AS CREDIT-EARNING COURSES TO STUDENTS
25 OF THE AGE OF SIXTEEN (16) YEARS OR OLDER. SUCH COURSES MAY
26 INCLUDE:

27 (1) TRAINING AS A FIREFIGHTER I FROM THE NATIONAL BOARD ON
28 FIRE SERVICE PROFESSIONAL QUALIFICATIONS.

29 (2) TRAINING AS AN EMERGENCY MEDICAL TECHNICIAN [BY THE
30 DEPARTMENT OF HEALTH UNDER] PURSUANT TO THE ACT OF JULY 3, 1985

1 (P.L.164, NO.45), KNOWN AS THE "EMERGENCY MEDICAL SERVICES ACT."

2 (B) A SCHOOL DISTRICT THAT OFFERS FIREFIGHTER AND EMERGENCY
3 SERVICE TRAINING AS CREDIT-EARNING COURSES SHALL PROVIDE
4 TRANSPORTATION TO AND SUPERVISION DURING ANY FIREFIGHTER AND
5 EMERGENCY SERVICE TRAINING PROGRAM THAT TAKES PLACE OFF SCHOOL
6 GROUNDS. SUPERVISION OF TRAINING SHALL BE CONDUCTED AS A
7 COOPERATIVE EDUCATION PROGRAM IN ACCORDANCE WITH THE PROVISIONS
8 OF 22 PA. CODE § 11.28 (RELATING TO OUT-OF-SCHOOL PROGRAMS).

9 SECTION 2. SECTION 1705-B(H)(4) OF THE ACT, AMENDED DECEMBER
10 23, 2003 (P.L.304, NO.48), IS REENACTED TO READ:

11 SECTION 1705-B. EDUCATION EMPOWERMENT DISTRICTS.--* * *

12 (H) * * *

13 (4) THE DEPARTMENT MAY UTILIZE UP TO \$2,000,000 OF
14 UNDISTRIBUTED FUNDS NOT EXPENDED, ENCUMBERED OR COMMITTED FROM
15 APPROPRIATIONS FOR GRANTS AND SUBSIDIES MADE TO THE DEPARTMENT
16 TO ASSIST SCHOOL DISTRICTS CERTIFIED AS AN EDUCATION EMPOWERMENT
17 DISTRICT UNDER PARAGRAPH (3). THERE IS HEREBY ESTABLISHED A
18 RESTRICTED ACCOUNT FROM WHICH PAYMENTS UNDER THIS PARAGRAPH
19 SHALL BE PAID. FUNDS SHALL BE TRANSFERRED BY THE SECRETARY OF
20 THE BUDGET TO THE RESTRICTED ACCOUNT TO THE EXTENT NECESSARY TO
21 MAKE PAYMENTS UNDER THIS PARAGRAPH. FUNDS IN THE RESTRICTED
22 ACCOUNT ARE HEREBY APPROPRIATED TO CARRY OUT THE PURPOSES OF
23 THIS PARAGRAPH. THE SUBSIDY PAYMENT FROM THIS ACCOUNT SHALL BE
24 UTILIZED TO SUPPLEMENT THE OPERATIONAL BUDGET OF THE ELIGIBLE
25 SCHOOL DISTRICTS. THIS PARAGRAPH SHALL APPLY TO FISCAL YEARS
26 2000-2001, 2001-2002, 2002-2003 AND 2003-2004 AND SHALL EXPIRE
27 JUNE 30, 2004.

28 Section ~~2~~ 3. The act is amended by adding an article to
29 read:

<—

30 ARTICLE XXIII-A.

1 CREDIT CARD MARKETING.

2 Section 2301-A. Definitions.--For the purposes of this
3 article the following terms shall have the following meanings:

4 (1) "Board" shall mean the State Board of Education.

5 (2) "Campus" shall include the premises and grounds of an
6 institution of higher education.

7 (3) "Credit card debt education literature" shall mean the
8 information developed by a college or university, by a
9 registered non-profit ORGANIZATION, credit card marketer, or by <—
10 other sources, as identified and approved by the institution of
11 higher education that details the appropriate use, benefit and
12 risk of incurring debt through the use of credit cards.

13 (4) "Credit card marketer" shall include a person,
14 corporation, financial institution or business entity that
15 promotes, offers or accepts applications for a credit card.

16 (5) "Institution of higher education" means any of the
17 following:

18 (i) A community college operating under Article XIX-A.

19 (ii) A university within the State System of Higher
20 Education.

21 (iii) The Pennsylvania State University.

22 (iv) The University of Pittsburgh.

23 (v) Temple University.

24 (vi) Lincoln University.

25 (vii) Any other institution that is HEREAFTER designated as <—
26 "State-related" by the Commonwealth.

27 (viii) Any accredited private or independent college OR <—
28 UNIVERSITY.

29 ~~(6) "State Board of Education" shall mean the entity known~~ <—
30 ~~as the State Board of Education and placed within, and made a~~

1 ~~departmental administrative board of, the Department of~~
2 ~~Education under section 202 of the act of April 9, 1929~~
3 ~~(P.L.177, No.175), known as "The Administrative Code of 1929."~~

4 ~~(7)~~ (6) "Student" shall mean a person who is at least ←
5 eighteen years of age and who attends an institution of higher
6 education, whether enrolled on a full-time or part-time basis.

7 Section 2302-A. Regulation of On-Campus Credit Card
8 Marketing.--The board shall require an institution of higher
9 education to establish a policy that regulates the marketing of
10 credit cards on campus. The policy may prohibit any marketing of
11 credit cards on the campus. In establishing the policy, the
12 institution of higher education shall consider all of the
13 following:

14 (1) Requiring registration of on-campus credit card
15 marketers.

16 (2) Limiting credit card marketers to specific areas of the
17 campus designated by the institution of higher education.

18 (3) Prohibiting credit card marketers from offering gifts to
19 a student in exchange for completing a credit card application
20 unless the student has been provided credit card debt education
21 literature, which includes, but is not limited to, brochures of
22 written or electronic information.

23 (4) Providing, at least quarterly, credit card debt
24 education literature with campus bookstore purchases.

25 (5) Incorporating into orientation programming a credit card
26 debt education presentation.

27 Section 2303-A. Construction.--Nothing in this article shall
28 be construed to impose civil or criminal liability on an
29 institution of higher education for any claim involving student
30 credit card debt.

1 ~~Section 3. This act shall take effect in 60 days.~~ <—

2 SECTION 4. SECTIONS 2502.30 AND 2603-B(D)(10)(III) OF THE <—
3 ACT, AMENDED DECEMBER 23, 2003 (P.L.304, NO.48), ARE REENACTED
4 TO READ:

5 SECTION 2502.30. TEMPORARY SPECIAL AID TO SCHOOL DISTRICTS
6 SUFFERING LOSS OF TAX REVENUE DUE TO REDUCTION IN ASSESSED
7 VALUATION OF TAXABLE PROPERTY.--(A) TEMPORARY SPECIAL AID SHALL
8 BE PAID IN FISCAL YEARS 1994-1995, 1995-1996, 1996-1997, 1997-
9 1998, 1998-1999, 1999-2000, 2001-2002, 2002-2003 AND 2003-2004
10 TO SCHOOL DISTRICTS EXPERIENCING A SEVERE REDUCTION IN LOCAL
11 REVENUE DUE TO A DECLINE IN THE ASSESSED VALUE OF TAXABLE
12 PROPERTIES. THE ALLOCATION TO THESE DISTRICTS SHALL BE
13 DETERMINED BY MULTIPLYING THE REDUCTION IN ASSESSED VALUE
14 BETWEEN 1985-1986 AND 1992-1993 BY THE 1992-1993 REAL ESTATE
15 MILLAGE RATE. THIS AID SHALL BE PAID FROM UNDISTRIBUTED FUNDS
16 NOT EXPENDED, ENCUMBERED OR COMMITTED FROM APPROPRIATIONS FOR
17 GRANTS AND SUBSIDIES MADE TO THE DEPARTMENT OF EDUCATION. NO
18 OTHER FUNDS SHALL BE USED FOR ASSISTANCE UNDER THIS SECTION.
19 THESE FUNDS SHALL BE SUFFICIENT TO PROVIDE TEMPORARY RELIEF TO
20 SEVEN SCHOOL DISTRICTS IN FISCAL YEAR 1995-1996 AT SEVENTY-FIVE
21 PER CENTUM (75%) OF THE FUNDS RECEIVED IN FISCAL YEAR 1994-1995,
22 IN FISCAL YEAR 1996-1997 AT FIFTY PER CENTUM (50%) OF THE FUNDS
23 RECEIVED IN FISCAL YEAR 1994-1995, IN FISCAL YEAR 1997-1998,
24 1998-1999 AND IN FISCAL YEAR 1999-2000 AT TWENTY-FIVE PER CENTUM
25 (25%) OF THE FUNDS RECEIVED IN FISCAL YEAR 1994-1995. FOR FISCAL
26 YEARS 2001-2002, 2002-2003 AND 2003-2004 TO THE EXTENT FUNDS ARE
27 AVAILABLE AS DETERMINED BY THE SECRETARY OF THE BUDGET,
28 QUALIFYING SCHOOL DISTRICTS SHALL RECEIVE TWENTY-FIVE PER CENTUM
29 (25%) OF THE FUNDS RECEIVED IN FISCAL YEAR 1994-1995.

30 (B) PAYMENTS MADE PURSUANT TO SUBSECTION (A) SHALL BE PAID

1 FROM A RESTRICTED RECEIPT ACCOUNT, WHICH IS HEREBY ESTABLISHED,
2 FOR SUCH PAYMENTS. FUNDS SHALL BE TRANSFERRED BY THE SECRETARY
3 OF THE BUDGET TO THE RESTRICTED ACCOUNT ONLY TO THE EXTENT
4 NECESSARY TO MAKE THE PAYMENTS AUTHORIZED BY THIS SECTION. THE
5 MONEY IN THE RESTRICTED ACCOUNT IS HEREBY APPROPRIATED FROM THE
6 ACCOUNT FOR PURPOSES OF THIS SECTION.

7 (C) THIS SECTION SHALL EXPIRE OCTOBER 1, 2004.

8 SECTION 2603-B. POWERS AND DUTIES OF THE BOARD.--* * *

9 (D) THE BOARD SHALL ALSO HAVE THE AUTHORITY AND DUTY TO:

10 * * *

11 (10) * * *

12 (III) THESE STANDARDS SHALL BE EXEMPT FROM:

13 (A) SECTIONS 201 THROUGH 205 OF THE ACT OF JULY 31, 1968
14 (P.L.769, NO.240), REFERRED TO AS THE COMMONWEALTH DOCUMENTS
15 LAW.

16 (C) THE ACT OF JUNE 25, 1982 (P.L.633, NO.181), KNOWN AS THE
17 "REGULATORY REVIEW ACT."

18 (D) THIS SUBCLAUSE SHALL EXPIRE JUNE 30, 2004.

19 * * *

20 SECTION 5. THE REENACTMENT OF SECTIONS 1705-B(H)(4), 2502.30
21 AND 2603-B(D)(10)(III) OF THE ACT SHALL APPLY RETROACTIVELY TO
22 JUNE 30, 2003.

23 SECTION 6. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

24 (1) THE REENACTMENT OF SECTIONS 1705-B(H)(4), 2502.30
25 AND 2603-B(D)(10)(III) OF THE ACT SHALL TAKE EFFECT
26 IMMEDIATELY.

27 (2) THE AMENDMENT OF SECTION 1550 OF THE ACT SHALL TAKE
28 EFFECT IMMEDIATELY.

29 (3) SECTION 5 OF THIS ACT AND THIS SECTION SHALL TAKE
30 EFFECT IMMEDIATELY.

1 (4) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60
2 DAYS.