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THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 805 Session of 2007

INTRODUCED BY FOLMER, RHOADES, RAFFERTY, CORMAN, FONTANA, ARMSTRONG, TARTAGLIONE, TOMLINSON, EARLL, M. WHITE, GREENLEAF, ORIE, WONDERLING AND REGOLA, APRIL 27, 2007

AS AMENDED ON THIRD CONSIDERATION, OCTOBER 1, 2007

AN ACT

Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," further providing for the educational assistance program; AND, IN CHARTER SCHOOLS, FURTHER PROVIDING FOR ENROLLMENT. <—

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

~~Section 1. Section 1512-C of the act of March 10, 1949 (P.L.30, No.14), known as the Public School Code of 1949, is amended by adding a subsection to read:~~ <—

SECTION 1. SECTIONS 1512-C AND 1723-A OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, ARE AMENDED BY ADDING SUBSECTIONS TO READ: <—

Section 1512-C. Educational Assistance Program.

* * *

(j) Annual report.--No later than February 1, 2008, and February 1 of each year thereafter, the department shall submit a report to the chairmen and the minority chairmen of the

Appropriations Committee and the Education Committee of the Senate and to the chairmen and the minority chairmen of the Appropriations Committee and the Education Committee of the House of Representatives summarizing the operation of the educational assistance program for that fiscal year. The report shall be included on the Department of Education's Internet website. The report shall include:

(1) A listing of the providers approved under section 1505-C.

(2) For each provider approved under section 1505-C:

(i) The number of eligible school entities that have entered into a contract with the provider.

(ii) The number of students for whom tutoring services were provided, by grade level.

(iii) The assessment of academic progress conducted by the department under subsection (f)(2).

(3) A listing of each eligible school entity.

(4) For each eligible school entity:

(i) The number of students eligible for tutoring services, by grade level.

(ii) The number of students for whom tutoring services were provided, by grade level.

(iii) The assessment of academic progress conducted by the department under subsection (f)(2).

(5) A listing of each eligible school entity to which the department has provided technical assistance under subsection (f)(1).

~~Section 2. This act shall take effect immediately.~~ <—

SECTION 1723-A. ENROLLMENT.--* * * <—

(D) (1) ENROLLMENT OF STUDENTS IN A CHARTER SCHOOL OR CYBER

CHARTER SCHOOL SHALL NOT BE SUBJECT TO A CAP OR OTHERWISE LIMITED BY ANY PAST OR FUTURE ACTION OF A BOARD OF SCHOOL DIRECTORS, A BOARD OF CONTROL ESTABLISHED UNDER ARTICLE XVII-B, A SPECIAL BOARD OF CONTROL ESTABLISHED UNDER SECTION 692 OR ANY OTHER GOVERNING AUTHORITY, UNLESS AGREED TO BY THE CHARTER SCHOOL OR CYBER CHARTER SCHOOL AS PART OF A WRITTEN CHARTER PURSUANT TO SECTION 1720-A.

(2) THE PROVISIONS OF THIS SUBSECTION SHALL APPLY TO A CHARTER SCHOOL OR CYBER CHARTER SCHOOL REGARDLESS OF WHETHER THE CHARTER WAS APPROVED PRIOR TO OR IS APPROVED SUBSEQUENT TO THE EFFECTIVE DATE OF THIS SUBSECTION.

(3) THE PURPOSE OF THIS SUBSECTION IS TO CODIFY EXISTING LAW.

SECTION 2. THE ADDITION OF SECTION 1723-A(D) OF THE ACT SHALL BE RETROACTIVE TO JUNE 19, 1997.

SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.