

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1492 Session of
2008

INTRODUCED BY ARMSTRONG, JUNE 16, 2008

REFERRED TO EDUCATION, JUNE 16, 2008

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," in State System of Higher Education,
6 further providing for annual report; and providing for State-
7 related university reporting.

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

10 Section 1. Section 2017-A of the act of March 10, 1949
11 (P.L.30, No.14), known as the Public School Code of 1949,
12 amended July 1, 1985 (P.L.103, No.31), is amended to read:

13 Section 2017-A. Annual Report.--(a) An annual report shall
14 be submitted in electronic format by each institution to the
15 [Governor and the Appropriations and Education Committees of the
16 Senate and House of Representatives] Department of Education and
17 the Joint State Government Commission which shall include data
18 for all programs of the institution. Each such report, to be
19 submitted prior to September 1, shall cover the 12-month period
20 beginning with the summer term of the preceding year and shall

1 include:

2 (1) The following counts and distributions for each term
3 during the period:

4 (i) The definitions and numbers of faculty members employed
5 full time, of faculty members employed part time, of full-time
6 students enrolled in graduate courses, of full-time students
7 enrolled in undergraduate courses, of part-time students
8 enrolled in graduate courses, and of part-time students enrolled
9 in undergraduate courses.

10 (ii) The total numbers of undergraduate student credit
11 hours, divided into lower division and upper division course
12 levels, and of graduate student credit hours divided into three
13 course levels--master's, first professional and doctoral.

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

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

22 (2) For the summer term and the following academic year in
23 total and for each two digit CIP program category, a
24 classification of faculty members or other professional employes
25 by title, including: professor, associate professor, assistant
26 professor, instructor, lecturer, research associate, librarian
27 and academic administrator; faculty members or other
28 professional employes under each title to be subdivided by type
29 of assignment: teaching and nonteaching, and each such set of
30 faculty members or other professional employes to be further

1 subdivided by type of employment: full time or part time; and
2 the following aggregates for each subdivided classification:

3 (i) The number of faculty and other professional employes
4 and their full-time equivalence in instructional and
5 noninstructional functions.

6 (ii) The sum of credits assigned to undergraduate classroom
7 courses and the sum of credits assigned to graduate classroom
8 courses taught, divided into lower division, upper division,
9 master's, first professional and doctoral course levels.

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

15 (iv) The sum of undergraduate classroom student credit hours
16 and the sum of graduate classroom student credit hours
17 generated, divided into lower division, upper division,
18 master's, first professional and doctoral course levels.

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

24 (vi) The total salary paid for instructional functions and
25 for noninstructional functions and the amount of this salary
26 paid for each of these functions from university funds, Federal
27 funds and other funds.

28 (3) For each term of the period covered for each faculty
29 member employed full time identified by two digit CIP program
30 category and title, the report shall contain an analysis of the

1 average hours per week spent in university-related activities,
2 stating specifically hours spent in undergraduate classroom
3 contact and graduate classroom contact, hours spent in
4 preparation, hours spent in research and hours spent in public
5 service.

6 (b) In addition to the requirements of subsection (a), each
7 report covering the 12-month period shall include for all
8 programs of the institution:

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

11 (2) Number of bachelor's degrees, master's degrees, first
12 professional degrees and doctoral degrees awarded in the three
13 previous years and those estimated for that year.

14 (c) The Joint State Government Commission shall develop a
15 statistical comparison analysis recognizing differences in
16 missions from the reports made under this section. The
17 comparison shall be provided to the Education Committee of the
18 Senate and the Appropriations Committee of the Senate and the
19 Education Committee of the House of Representatives and the
20 Appropriations Committee of the House of Representatives and the
21 four State regional libraries. The comparative analysis shall be
22 posted on the Joint State Government Commission's Internet
23 website for a period of no less than five (5) years from the
24 date of submission.

25 (d) Each report submitted under subsection (a) shall be
26 posted by the Department of Education on its Internet website
27 for a period of not less than five (5) years from the date of
28 submission.

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

30 ARTICLE XX-D

1 STATE-RELATED UNIVERSITY REPORTING

2 Section 2001-D. Definitions.

3 The following words and phrases when used in this article
4 shall have the meanings given to them in this section unless the
5 context clearly indicates otherwise:

6 "Academic and administrative support units." Any
7 organizational entity, as defined in the organizational manual
8 of the university, that reports directly to the president of the
9 university, chief academic officer or vice president, including
10 the office of the president, chief academic officer and vice
11 president.

12 "Department." The Department of Education of the
13 Commonwealth.

14 "Expenditures." Disbursements or payments of State
15 appropriations, tuition and fees supporting operational,
16 educational or other general categories of expenses as defined
17 in: the generally accepted accounting principles as prescribed
18 by the National Association of College and University Business
19 Officers, the American Institute of Certified Public
20 Accountants, or by their successors, or by any other recognized
21 authoritative body; the "Commonwealth of Pennsylvania Budget
22 Instructions for the State System of Higher Education, State-
23 Related Universities and Non-State-Related Colleges and
24 Universities"; and, the financial reporting policies and
25 standards promulgated by the Commonwealth of Pennsylvania and by
26 the Federal Government that apply to The Pennsylvania State
27 University.

28 "Revenue." All State appropriations, tuition and fees.

29 "State-related institution.--The Pennsylvania State
30 University, the University of Pittsburgh, Temple University,

1 Lincoln University and their branch campuses.

2 Section 2002-D. Reporting guidelines.

3 In any year a State-related institution receives a
4 nonpreferred appropriation, a report shall be submitted in
5 electronic format to the department and the Joint State
6 Government Commission and shall include data for all programs.
7 The report, to be submitted prior to September 1, shall cover
8 the 12-month period beginning with the summer term of the
9 preceding year and shall include:

10 (1) The following counts and distributions for each term
11 during the period:

12 (i) The definitions and numbers of faculty members
13 employed full time, of faculty members employed part
14 time, of full-time students enrolled in graduate courses,
15 of full-time students enrolled in undergraduate courses,
16 of part-time students enrolled in graduate courses and of
17 part-time students enrolled in undergraduate courses.

18 (ii) The total numbers of undergraduate student
19 credit hours, divided into lower division and upper
20 division course levels, and of graduate student credit
21 hours, divided into three course levels: master's, first
22 professional and doctoral.

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

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

3 (2) For the summer term and the following academic year
4 in total and for each two-digit CIP program category, a
5 classification of faculty members or other professional
6 employees by title, including: professor, associate
7 professor, assistant professor, instructor, lecturer,
8 research associate, librarian and academic administrator;
9 faculty members or other professional employees under each
10 title to be subdivided by type of assignment: teaching and
11 nonteaching; and each such set of faculty members or other
12 professional employees to be further subdivided by type of
13 employment: full time or part time; and the following
14 aggregates for each such subdivided classification:

15 (i) The number of faculty and other professional
16 employees and their full-time equivalence in
17 instructional and noninstructional functions.

18 (ii) The sum of credits assigned to undergraduate
19 classroom courses and the sum of credits assigned to
20 graduate classroom courses taught, divided into lower
21 division, upper division, master's, first professional
22 and doctoral course levels.

23 (iii) The sum of credits assigned to undergraduate
24 individual instruction courses and the sum of credits
25 assigned to graduate individual instruction courses
26 taught, divided into lower division, upper division,
27 master's, first professional and doctoral course levels.

28 (iv) The sum of undergraduate classroom student
29 credit hours and the sum of graduate classroom student
30 credit hours generated, divided into lower division,

1 upper division, master's, first professional and doctoral
2 course levels.

3 (v) The sum of undergraduate individual instruction
4 student credit hours and the sum of graduate individual
5 instruction student credit hours generated, divided into
6 lower division, upper division, master's, first
7 professional and doctoral course levels.

8 (vi) The total salary paid for instructional
9 functions and for noninstructional functions and the
10 amount of this salary paid for each of these functions
11 from university funds, Federal funds and other funds.

12 (3) For each term of the period covered for each faculty
13 member employed full time identified by two-digit CIP program
14 category and title, the report shall contain an analysis of
15 the average hours per week spent in university-related
16 activities, stating specifically hours spent in undergraduate
17 classroom contact and graduate classroom contact, hours spent
18 in preparation, hours spent in research and hours spent in
19 public service.

20 Section 2003-D. Additional report requirements.

21 In addition to the requirements in section 2002-D relative to
22 any appropriation, the report covering the 12-month period shall
23 include for all programs of the university:

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

26 (2) Number of bachelor's degrees, master's degrees,
27 first professional degrees and doctoral degrees awarded for
28 the previous five years and those estimates for that year.

29 Section 2004-D. Disclosure.

30 (a) Expenditures.--The university shall disclose the

1 following:

2 (1) Revenue and expenditure budgets of the university's
3 academic and administrative support units for the current
4 fiscal year.

5 (2) The actual revenue and expenditures for the prior
6 year in the same format as the information reported under
7 paragraph (1).

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

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

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

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

19 (b) Prior fiscal year.--The university shall provide the
20 following additional information for the prior fiscal year for
21 each academic or administrative support unit, for each defined
22 project or program and for any auxiliary enterprise:

23 (1) The number of employees by academic rank and by
24 classification the number of administrators, staff, clerical
25 and technical service employees.

26 (2) Median and mean salary by academic rank and by
27 classification the median and mean salaries of
28 administrators, staff, clerical and technical service
29 employees.

30 (3) Nonsalary compensation as a percentage of salary.

1 Nonsalary compensation shall include, but not be limited to,
2 medical benefits, life insurance benefits, pension benefits,
3 leave benefits, employer Social Security payments and
4 workers' compensation benefits.

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

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

8 (6) A list of purchase of service contracts which exceed
9 \$1,000 by category of service, including, but not limited to,
10 legal, instructional, management, accounting, architecture,
11 public relations and maintenance. The list shall contain the
12 name and address of the contractor, a statement of the nature
13 of the duties of the contractor and the academic and
14 administrative support unit for which the duties are
15 performed. If a purchase of service contract exceeds 10% of
16 the total aggregate expenditure of the contract category per
17 academic or administrative support unit, then the contracted
18 amount shall also be listed.

19 (7) A list of purchase of goods contracts which exceed
20 \$1,000. The list shall contain the name and address of the
21 contractor and a list of the goods purchased and the academic
22 or administrative support unit for which such goods were
23 contracted. If a purchase of goods contract exceeds 10% of
24 the total aggregate expenditure per academic or
25 administrative support unit, then the contracted amount shall
26 also be listed.

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

30 (c) Format.--The university shall submit in electronic

1 format a report of the information under subsections (a) and (b)
2 to the department and the Joint State Government Commission.
3 Each such institution shall maintain a copy of the report in the
4 institution's library and shall submit a copy to each of the
5 four State regional library resource centers.

6 (d) Time frame.--A university's report required to be
7 submitted under this section shall be submitted within 180 days
8 of the close of the university's current fiscal year.

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

14 Section 2005-D. Comparative analysis and posting by commission.

15 The Joint State Government Commission shall develop a
16 statistical comparison analysis recognizing differences in
17 missions from the reports made under this article. A majority of
18 the members of the commission may request additional
19 documentation, except for salary or identity of individuals,
20 necessary to complete the comparative analysis. The comparison
21 shall be provided to the Education Committee of the Senate and
22 the Appropriations Committee of the Senate and the Education
23 Committee of the House of Representatives and the Appropriations
24 Committee of the House of Representatives and the four State
25 regional libraries. The comparative analysis shall be posted on
26 the Joint State Government Commission's Internet website for a
27 period of no less than five years from the date of submission.

28 Section 2006-D. Posting of reports by department.

29 The reports required under this article shall be posted on
30 the department's Internet website for a period of no less than

1 five years from the date of submission.

2 Section 3. This act shall take effect July 1, 2008, or
3 immediately, whichever is later.