

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 442 Session of 2013

INTRODUCED BY DINNIMAN, FOLMER, FONTANA AND BRUBAKER, FEBRUARY 7, 2013

SENATOR FOLMER, EDUCATION, AS AMENDED, MARCH 19, 2013

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 certification of teachers, further
6 providing for continuing professional education for school or
7 system leaders.

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

10 Section 1. Section 1205.5 of the act of March 10, 1949
11 (P.L.30, No.14), known as the Public School Code of 1949, is
12 amended by adding a subsection to read:

13 Section 1205.5. Continuing Professional Education for School
14 or System Leaders.--* * *

15 (c.1) (1) Beginning with the school year that commences
16 after the effective date of this subsection, school or system <--
17 leaders whose school or school district IF EVERY SCHOOL TO WHICH <--
18 A SCHOOL OR SYSTEM LEADER IS ASSIGNED makes adequate yearly
19 progress or shows growth under the value-added assessment system
20 as defined in section 221 for the three prior school years, THEN <--

1 THE SCHOOL OR SYSTEM LEADER shall be exempt from the
2 requirements of subsections (a) and (b) FOR EACH YEAR THEREAFTER <--
3 UNTIL ANY OF SUCH SCHOOLS FAILS TO MAKE ADEQUATE YEARLY PROGRESS
4 OR SHOW GROWTH UNDER THE VALUE-ADDED ASSESSMENT SYSTEM OR UNTIL
5 THE SCHOOL OR SYSTEM LEADER IS NO LONGER ASSIGNED TO THE SCHOOLS
6 THAT MEET THE REQUIREMENTS FOR EXEMPTION UNDER THIS SUBSECTION.

7 (2) ~~If the school or school district~~ A SCHOOL fails to make <--
8 adequate yearly progress or show growth under the value-added
9 assessment system in any school year ~~that commences after the~~ <--
10 ~~effective date of this subsection, the school or system leaders~~
11 ~~assigned to that school or school district shall comply with~~
12 ~~subsections (a) and (b) until the school or school district~~
13 ~~again makes adequate yearly progress or shows growth under the~~
14 ~~value added assessment system for three consecutive school~~
15 ~~years.~~ IN WHICH ITS SCHOOL OR SYSTEM LEADERS ARE EXEMPT UNDER <--
16 PARAGRAPH (1), THEN THE SCHOOL OR SYSTEM LEADER ASSIGNED TO THE
17 SCHOOL SHALL RESUME COMPLIANCE WITH SUBSECTIONS (A) AND (B) BY
18 SATISFYING THE UNMET REQUIREMENTS OF THE COMPLIANCE PERIOD THAT
19 THE SCHOOL OR SYSTEM LEADER WAS OBLIGATED TO COMPLETE
20 IMMEDIATELY PRIOR TO THE EXEMPTION. THE SCHOOL OR SYSTEM LEADER
21 SHALL HAVE THE REMAINING DURATION OF THE UNCOMPLETED COMPLIANCE
22 PERIOD TO SATISFY THE UNMET REQUIREMENTS BEFORE A NEW COMPLIANCE
23 PERIOD BEGINS FOR THE SCHOOL OR SYSTEM LEADER. THE SCHOOL MAKING
24 ADEQUATE YEARLY PROGRESS OR SHOWING GROWTH UNDER THE VALUE-ADDED
25 ASSESSMENT SYSTEM FOR ANOTHER THREE CONSECUTIVE SCHOOL YEARS
26 SHALL STAY THE UNMET COMPLIANCE REQUIREMENTS AND PERIOD IF THE
27 SCHOOL OR SYSTEM LEADER REQUALIFIES FOR EXEMPTION UNDER
28 SUBSECTION (C) (1) .

29 (3) IF A SCHOOL OR SYSTEM LEADER EXEMPT UNDER SUBSECTION
30 (C) (1) IS FOR ANY REASON NO LONGER ASSIGNED TO A SCHOOL WITH

1 SCHOOL OR SYSTEM LEADERS WHO ARE EXEMPT UNDER PARAGRAPH (C) (1),
2 THE SCHOOL OR SYSTEM LEADER SHALL RESUME COMPLIANCE WITH
3 SUBSECTIONS (A) AND (B) BY RESUMING TO SATISFY THE UNMET
4 REQUIREMENTS OF THE COMPLIANCE PERIOD THAT THE SCHOOL OR SYSTEM
5 LEADER WAS OBLIGATED TO COMPLETE IMMEDIATELY PRIOR TO THE
6 EXEMPTION. THE SCHOOL OR SYSTEM LEADER SHALL, WITHIN THE
7 REMAINING DURATION OF THAT UNCOMPLETED COMPLIANCE PERIOD,
8 SATISFY THE UNMET REQUIREMENTS BEFORE A NEW COMPLIANCE PERIOD
9 BEGINS FOR THE SCHOOL OR SYSTEM LEADER. THE ASSIGNMENT OF A
10 SCHOOL OR SYSTEM LEADER TO A SCHOOL THAT HAS MADE ADEQUATE
11 YEARLY PROGRESS OR SHOWS GROWTH UNDER THE VALUE-ADDED ASSESSMENT
12 SYSTEM FOR THREE CONSECUTIVE SCHOOL YEARS SHALL STAY THE UNMET
13 COMPLIANCE REQUIREMENTS AND PERIOD IF THE SCHOOL OR SYSTEM
14 LEADER REQUALIFIES FOR EXEMPTION UNDER PARAGRAPH (1).

15 (4) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO EXEMPT
16 ANY SCHOOL OR SYSTEM LEADER FROM ANY CONTINUING PROFESSIONAL
17 EDUCATION REQUIRED BY THE SCHOOL OR SCHOOL DISTRICT TO WHICH THE
18 SCHOOL OR SYSTEM LEADER IS ASSIGNED.

19 (5) FOR THE PURPOSE OF THIS SUBSECTION, THE FOLLOWING WORDS
20 AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS
21 PARAGRAPH UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

22 "COMPLIANCE PERIOD" SHALL HAVE THE MEANING GIVEN TO IT UNDER
23 SECTION 1205.2.

24 "SCHOOL" SHALL MEAN ANY SPECIFIC SCHOOL ADMINISTERED WITHIN A
25 SCHOOL DISTRICT.

26 * * *

27 Section 2. This act shall take effect in 60 days.