

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 104 Session of 2015

INTRODUCED BY DINNIMAN, FARNESE, FONTANA, TARTAGLIONE, HUGHES, BREWSTER, COSTA, GORDNER, BOSCOLA, WILLIAMS, RAFFERTY AND BROWNE, FEBRUARY 12, 2015

SENATOR SMUCKER, EDUCATION, AS AMENDED, APRIL 21, 2015

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 preliminary provisions, providing
6 for the Dual Enrollment Expansion Task Force.

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

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

12 Section 124. Dual Enrollment-Expansion AND ADVANCED <--
13 PLACEMENT Task Force.--(a) The Dual Enrollment-Expansion AND <--
14 ADVANCED PLACEMENT Task Force is established.

15 (b) The task force shall review and make recommendations for
16 THE CREATION OF A STANDARDIZED DUAL ENROLLMENT PROGRAM AND FOR <--
17 expanding dual enrollment and advanced placement opportunities
18 that allow students to obtain college credits while in high
19 school to ultimately make college education more affordable, as

1 provided in this section.

2 (c) The task force shall consist of the following members:

3 (1) The chairman and the minority chairman of the Education
4 Committee of the Senate OR THEIR DESIGNEES and the chairman and <--
5 the minority chairman of the Education Committee of the House of
6 Representatives OR THEIR DESIGNEES. <--

7 (2) The Secretary of Education or a designee.

8 (3) The Deputy Secretary for Elementary and Secondary
9 Education or a designee.

10 (4) The Deputy Secretary of the Office of Postsecondary and
11 Higher Education or a designee.

12 (5) The Chancellor of the State System of Higher Education
13 or a designee.

14 (6) The presidents of each of the Commonwealth's four State-
15 related universities or their designees.

16 (7) The president of the Pennsylvania Commission for
17 Community Colleges or a designee.

18 (8) The president of the Association of Independent Colleges
19 and Universities of Pennsylvania or a designee.

20 (9) The president of the Pennsylvania Association of Private
21 School Administrators or a designee.

22 (10) The president of the Pennsylvania Association of School
23 Administrators or a designee.

24 (11) The president of the Pennsylvania Association of School
25 Business Officials or a designee.

26 (12) The president of the Pennsylvania School Boards
27 Association or a designee.

28 (13) The president of the ~~Philadelphia~~ PENNSYLVANIA <--
29 Federation of Teachers or a designee.

30 (14) The president of the Pennsylvania State Education

1 Association or a designee.

2 (15) The president of the Association of Pennsylvania State
3 College and University Faculties or a designee.

4 (16) Two representatives of ~~this Commonwealth's broadband~~ <--
5 ~~cable~~ THE CYBER EDUCATION OR ONLINE CURRICULUM industry, one <--
6 each to be selected by the President pro tempore of the Senate
7 and the Speaker of the House of Representatives.

8 (17) The president of the Pennsylvania Chamber of Business
9 and Industry or a designee.

10 (d) The members of the task force shall select a member to
11 serve as chair of the task force.

12 (e) The task force shall hold its first meeting within
13 forty-five (45) days of the effective date of this section.

14 (f) The task force shall hold meetings at the call of the
15 chair.

16 (G) THIRTEEN (13) MEMBERS OF THE TASK FORCE SHALL CONSTITUTE <--
17 A QUORUM AT ANY MEETING.

18 ~~(g)~~(H) The members may not receive compensation for their <--
19 services, but shall be reimbursed for all necessary travel and
20 other reasonable expenses incurred in connection with the
21 performance of their duties as members of the task force.

22 ~~(h) The task force may employ technical and clerical staff <--~~
23 ~~as it deems necessary to carry out its responsibilities under~~
24 ~~this section.~~

25 (i) The General Assembly shall provide administrative
26 support, meeting space and any other assistance required by the
27 task force to carry out its duties under this section in
28 cooperation with the department. The department shall provide
29 the task force with data, research and other information upon
30 request by the task force.

1 (j) The task force shall have all of the following powers
2 and duties:

3 (1) Review and make findings and recommendations for the
4 STANDARDIZATION, addition or expansion of dual enrollment <--
5 programs in this Commonwealth.

6 (2) Review and make findings and recommendations for the
7 STANDARDIZATION, expansion of advanced placement options in this <--
8 Commonwealth.

9 (3) Consult with and utilize experts to assist in carrying
10 out the duties under this subsection.

11 (4) Receive input from interested parties, including, but
12 not limited to, school districts, CHARTER AND CYBER CHARTER <--
13 SCHOOLS, EDUCATIONAL MANAGEMENT SERVICE PROVIDERS, INTERMEDIATE
14 UNITS, career and technical schools, POSTSECONDARY institutions <--
15 of higher education, the College Board, THE TRANSFER AND <--
16 ARTICULATION OVERSIGHT COMMITTEE, Department of Labor, media and
17 Internet-companies SERVICE PROVIDERS and trade associations. <--

18 ~~(5) Meet with all segments of the basic and higher education~~ <--
19 ~~communities, representatives of the State's business and labor~~
20 ~~communities and Internet Service Providers operating within this~~
21 ~~Commonwealth to discuss their potential involvement in the~~
22 ~~operation of a State virtual dual enrollment, blended or hybrid~~
23 ~~high school program.~~

24 ~~(6) Meet with current operators of Internet based~~
25 ~~educational programs operating within this Commonwealth,~~
26 ~~including those operated by school districts, intermediate units~~
27 ~~and blended and hybrid high school programs. RECEIVE INPUT FROM~~ <--
28 ~~POSTSECONDARY SCHOOLS OFFERING ONLINE PROGRAMS AND~~
29 ~~REPRESENTATIVE OF THE BUSINESS AND LABOR COMMUNITIES OF THIS~~
30 ~~COMMONWEALTH.~~

1 ~~(7)~~ (6) Hold public hearings in different regions of this <--
2 Commonwealth, consistent with the following: <--
3 ~~(i)~~ All meetings and public hearings of the task force
4 shall. ALL MEETINGS AND PUBLIC HEARINGS OF THE TASK FORCE SHALL <--
5 be deemed public meetings for the purpose of 65 Pa.C.S. Ch. 7
6 (relating to open meetings).
7 ~~(ii)~~ Seven (7) members of the task force shall constitute a <--
8 quorum at any meeting.
9 ~~(iii)~~ Each member of the task force may designate another
10 person to represent that member at meetings of the task force.
11 ~~(8)~~ (7) Review and consider factors of FOR college credit <--
12 STANDARDIZATION AND expansion. to high school students, <--
13 including, but not limited to, access to the advanced placement
14 program and testing that is utilized throughout the United
15 States.
16 ~~(9)~~ (8) Identify the following types of classes taught in <--
17 this Commonwealth:
18 ~~(i)~~ High school courses taught by college instructors for
19 neighboring higher education institutions. AVAILABILITY OF <--
20 COURSES AND THE COOPERATIVE EFFORTS OF:
21 (I) OPEN CAMPUS INITIATIVES THAT HAVE BEEN ESTABLISHED
22 BETWEEN SCHOOL ENTITIES AND EXPANSION OF DUAL ENROLLMENT AND
23 ADVANCED PLACEMENT OPPORTUNITIES IN THESE TYPES OF INITIATIVES.
24 (ii) Career and certification courses taught in high schools
25 by community college instructors.
26 (iii) Hybrid learning opportunities listed in subparagraphs
27 (i) and (ii) where students will earn college credit in a
28 combination of the classroom, online learning, college campuses
29 and the workplace.
30 ~~(10)~~ (9) Consider courses to be offered when STANDARDIZING, <--

1 adding or expanding options already in place, including how
2 courses will be selected and assessed.

3 ~~(11)~~ (10) Consider policies for awarding college credit and <--
4 the means for program accountability.

5 ~~(12)~~ In identifying the factors needed to expand dual <--
6 enrollment and the advanced placement program and testing and in
7 completing the report required under paragraph (21), consider
8 the impact these factors may have on the distribution of basic
9 education funding among the school districts.

10 (11) CONSIDER THE COST OF IMPLEMENTING STANDARDIZED, <--
11 ADDITIONAL OR EXPANDED DUAL ENROLLMENT AND ADVANCED PLACEMENT
12 OPPORTUNITIES.

13 ~~(13)~~ (12) Consider methods for funding the expansion of dual <--
14 enrollment and the advanced placement program, including cost
15 estimates.

16 ~~(14)~~ Review the administration of State and regional basic <--
17 education programs and services to determine if cost savings may
18 be achieved while expanding the ability of students to obtain
19 college credit in high school and make recommendations to
20 implement the savings.

21 ~~(15)~~ Consider the advantages and disadvantages of a uniform
22 articulation agreement for each school district in relation to
23 the level of State basic education funding the school district
24 received in the prior school year.

25 (13) CONSIDER THE ADVANTAGES AND DISADVANTAGES OF <--
26 REGIONALIZING DUAL ENROLLMENT AND ADVANCED PLACEMENT PROGRAMS
27 AND SERVICES.

28 (14) CONSIDER THE ADVANTAGES AND DISADVANTAGES THAT A
29 STANDARDIZED DUAL ENROLLMENT AGREEMENT WOULD HAVE FOR SCHOOL
30 ENTITIES.

1 ~~(16)~~ (15) Identify and facilitate opportunities for <--
2 academically talented students in economically distressed school
3 districts to complete their junior and senior years at an area
4 community college or university.

5 ~~(17)~~ Review faculty issues arising from the expansion of <--
6 dual enrollment arrangements and advanced placement courses and
7 programs, including salaries, employe status in arrangements for
8 reporting purposes, certification, training, professional
9 development and evaluation.

10 (16) IDENTIFY POSTSECONDARY EDUCATION INSTITUTION AND <--
11 FACULTY ISSUES THAT ARISE WITH THE STANDARDIZATION, ADDITION TO
12 OR EXPANSION OF DUAL ENROLLMENT AND ADVANCED PLACEMENT
13 OPPORTUNITIES.

14 ~~(18)~~ (17) Assure maximum accessibility to expanded dual <--
15 enrollment and advanced placement opportunities for all high
16 school students in all geographic locations.

17 ~~(19)~~ (18) Develop a proposed plan incorporating the <--
18 essential factors for STANDARDIZING AND expanding dual <--
19 enrollment and advanced placement opportunities identified in
20 this subsection.

21 ~~(20)~~ Draft proposed regulations and legislation (19) <--
22 RECOMMEND ANY CHANGES NECESSARY IN STATE STATUTES based on the
23 task force's findings.

24 ~~(21)~~ (20) Not later than one (1) year after the effective <--
25 date of this section, issue a report of the task force's
26 findings and recommendations to the Governor, the President pro
27 tempore of the Senate, the Majority Leader and Minority Leader
28 of the Senate, the Education Committee of the Senate, the
29 Speaker of the House of Representatives, the Majority Leader and
30 the Minority Leader of the House of Representatives, the

1 Education Committee of the House of Representatives, the
2 Secretary of Education and the State Board of Education.

3 ~~(22)~~ (21) Consider other issues as it deems appropriate. <--

4 (k) As used in this section, the following words and phrases
5 shall have the meanings given to them in this subsection unless
6 the context clearly indicates otherwise:

7 ~~"Department."~~ The "DEPARTMENT" SHALL MEAN THE Department of <--
8 Education of the Commonwealth.

9 ~~"Dual enrollment."~~ The term shall ENROLLMENT" SHALL include, <--
10 but not be limited to, an arrangement between a school district <--
11 ENTITY and a postsecondary institution that is made pursuant to: <--

12 (1) A concurrent written agreement established under Article
13 XVI-B.

14 (2) An agreement made under section 1525.

15 (3) An articulation agreement authorized by the department.

16 (4) Any other type of arrangement that would address the
17 need to close academic opportunity gaps for obtaining college
18 credit, whether through direct college course attendance,
19 successful advanced placement course work offered to the student
20 while in high school or other programs that provide a student
21 with the ability to obtain college credits while in high school
22 and ultimately make college education more affordable in this
23 Commonwealth.

24 "EDUCATIONAL MANAGEMENT SERVICE PROVIDER" SHALL MEAN A FOR- <--
25 PROFIT EDUCATION MANAGEMENT ORGANIZATION, NONPROFIT CHARTER
26 MANAGEMENT ORGANIZATION, SCHOOL DESIGN PROVIDER, BUSINESS
27 MANAGER OR ANY OTHER PARTNER ENTITY WITH WHICH A BOARD OF
28 TRUSTEES OF A CHARTER SCHOOL ENTITY CONTRACTS TO PROVIDE
29 EDUCATIONAL DESIGN, BUSINESS SERVICES, COMPREHENSIVE MANAGEMENT
30 OR PERSONNEL FUNCTIONS OR TO IMPLEMENT THE CHARTER. THE TERM

1 DOES NOT INCLUDE A CHARTER SCHOOL FOUNDATION.

2 "OPEN CAMPUS INITIATIVES" SHALL MEAN THE OPEN CAMPUS
3 INITIATIVE ESTABLISHED UNDER ARTICLE XV-G.

4 "SCHOOL ENTITY" SHALL MEAN A SCHOOL DISTRICT, A CHARTER
5 SCHOOL, A REGIONAL CHARTER SCHOOL, A CYBER CHARTER SCHOOL, AN
6 INTERMEDIATE UNIT OR AN AREA VOCATIONAL-TECHNICAL SCHOOL.

7 "Task force" shall mean the Dual Enrollment ~~Expansion~~ AND <--
8 ADVANCED PLACEMENT Task Force established under this section.

9 "TRANSFER AND ARTICULATION OVERSIGHT COMMITTEE" SHALL MEAN <--
10 THE TRANSFER AND ARTICULATION OVERSIGHT COMMITTEE ESTABLISHED
11 UNDER SECTION 2004-C.

12 (1) This section shall expire ~~June~~ DECEMBER 30, 2016. <--

13 Section 2. This act shall take effect immediately.