
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1196 Session of
2019

INTRODUCED BY HARKINS, DONATUCCI, MERSKI, KINSEY, ROEBUCK,
CALTAGIRONE, SCHLOSSBERG, YOUNGBLOOD, LONGIETTI, SAMUELSON,
WHEATLEY, HILL-EVANS AND PASHINSKI, APRIL 15, 2019

REFERRED TO COMMITTEE ON EDUCATION, APRIL 15, 2019

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," making editorial changes.

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

8 Section 1. Sections 502, 925(f), 923.2-A, 1328, 1338,
9 1372(3), 1376(a), 1377, 1377.1, 1378, 1379, 1414, 1502-E(b),
10 2108, 2501(11), 2509(b), 2510.1, 2517(e) and 2541(b)(3) of the
11 act of March 10, 1949 (P.L.30, No.14), known as the Public
12 School Code of 1949, are amended to read:

13 Section 502. Additional Schools and Departments.--In
14 addition to the elementary public schools, the board of school
15 directors in any school district may establish, equip, furnish,
16 and maintain the following additional schools or departments for
17 the education and recreation of persons residing in said
18 district, and for the proper operation of its schools, namely:--
19 High schools,

1 Trade schools,
2 Vocational schools,
3 Technical schools,
4 Cafeterias,
5 Agricultural schools,
6 Evening schools,
7 Kindergartens,
8 Libraries,
9 Museums,
10 Reading-rooms,
11 Gymnasiums,
12 Playgrounds,
13 Schools for [physically and mentally handicapped] children
14 with physical and mental disabilities,
15 Truant schools,
16 Parental schools,
17 Schools for adults,
18 Public lectures,

19 Such other schools or educational departments as the
20 directors, in their wisdom, may see proper to establish.

21 Said additional schools or departments, when established,
22 shall be an integral part of the public school system in such
23 school district and shall be so administered.

24 No pupil shall be refused admission to the courses in these
25 additional schools or departments, by reason of the fact that
26 his elementary or academic education is being or has been
27 received in a school other than a public school.

28 Section 925. Powers and Duties.--

29 (f) (1) Any county board of school directors may make
30 contracts of insurance with any insurance company, or nonprofit

1 hospitalization corporation, or nonprofit medical service
2 corporation, authorized to transact business within the
3 Commonwealth, insuring its employes, their spouses and
4 dependents and retired employes under a policy or policies of
5 group insurance covering life, health, hospitalization medical
6 service, or accident insurance, and for such purposes may agree
7 to pay part or all of the premiums or charges for carrying such
8 contracts, and may include the cost of such charges in its
9 estimate of the cost of operating and administering classes or
10 schools for [handicapped and institutionalized] children with
11 physical and mental disabilities to be operated by the county
12 board during the ensuing school year. No contract or contracts
13 of insurance authorized by this section shall be purchased from
14 or through any person employed by the county board in a teaching
15 or administrative capacity.

16 (2) The county board of school directors is hereby
17 authorized to deduct from the employe's pay, salary, or
18 compensation, such part of the premium as is payable by the
19 employe and as may be so authorized by the employe in writing.

20 (3) All contracts procured hereunder shall conform and be
21 subject to all the provisions of any existing or future laws
22 concerning group insurance contracts.

23 Section 923.2-A. Visual Services.--(a) Legislative Finding;
24 Declaration of Policy. [Defects] Impairments in vision are
25 health-related. It is today recognized that the diagnosis and
26 evaluation of those [defects] impairments and the rendering of
27 instruction in skills appropriate for the education, safety and
28 independence of children afflicted by visual impairments are
29 closely related to their physical, mental and emotional health.
30 Such services can best be rendered upon the premises of the

1 school which the child regularly attends and forcing children to
2 go to other premises in order to have such needed services is
3 found by the General Assembly to be both inadequate and harmful.
4 The General Assembly expressly finds and declares diagnostic,
5 evaluative and instructional services for such children to be
6 health services and it is the intention of the General Assembly
7 now to make these available, on a general and even-handed basis
8 to all school children in the Commonwealth.

9 (b) Definitions. As used in this section:

10 "Nonpublic school" means any nonprofit school, other than a
11 public school within the Commonwealth of Pennsylvania, wherein a
12 resident of the Commonwealth may legally fulfill the compulsory
13 school attendance requirements and which meets the requirements
14 of Title VI of the Civil Rights Act of 1964 (Public Law 88-352).

15 "Visual services" means diagnostic, evaluative and
16 instructional visual services for children.

17 (c) Provision of Services. The Secretary of Education,
18 directly or through the intermediate units out of their
19 allocation under section 922.1-A shall have the power and duty
20 to furnish free to nonpublic school students, upon the premises
21 of the nonpublic schools which they regularly attend, services
22 adequate for the diagnosis and evaluation of visual [defects]
23 impairments and instruction and training in skills advisable for
24 the education, independence and safety of such children,
25 including but not limited to mobility training, provided that
26 such services are also afforded to public school students by the
27 public school district in which such nonpublic school is
28 located.

29 Section 1328. Compulsory Education of Physical [Defectives]
30 Impairments.--Every parent, guardian, or other person, having

1 control or charge of any child of compulsory school age who is
2 deaf or blind, [or is so crippled,] or whose hearing or vision
3 is so [defective] impaired as to make it impracticable to have
4 such child educated in the public schools of the district in
5 which he is a resident, shall allow such child to be sent to
6 some school where proper provision is made for the education of
7 the deaf, or of the blind, [or of crippled children,] or shall
8 provide for the tuition of such child by a legally certified
9 private tutor.

10 Section 1338. Dependent Children.--In case any child of
11 compulsory school age cannot be kept in school in compliance
12 with the provisions of this act, on account of incorrigibility,
13 truancy, insubordination, or other [bad] inappropriate conduct,
14 or if the presence of any child attending school is detrimental
15 to the welfare of such school, on account of incorrigibility,
16 truancy, insubordination, or other [bad] inappropriate conduct,
17 the board of school directors may, by its superintendent,
18 secretary, attendance officer or State, municipal, port
19 authority, transit authority or housing authority police
20 officer, under such rules and regulations as the board may
21 adopt, proceed against said child before the juvenile court, or
22 otherwise, as is now or may hereafter be provided by law for
23 incorrigible, truant, insubordinate, or dependent children.

24 Section 1372. Exceptional Children; Education and
25 Training.--* * *

26 (3) Special Classes or Schools Established and Maintained by
27 School Districts. Except as herein otherwise provided, it shall
28 be the duty of the board of school directors of every school
29 district to provide and maintain, or to jointly provide and
30 maintain with neighboring districts, special classes or schools

1 in accordance with the approved plan. The Secretary of Education
2 shall superintend the organization of such special classes and
3 such other arrangements for special education and shall enforce
4 the provisions of this act relating thereto. If the approved
5 plan indicates that it is not feasible to form a special class
6 in any district or to provide such education for any such child
7 in the public schools of the district, the board of school
8 directors of the district shall secure such proper education and
9 training outside the public schools of the district or in
10 special institutions, or by providing for teaching the child in
11 his home, in accordance with rules and regulations prescribed by
12 the Department of Education, on terms and conditions not
13 inconsistent with the terms of this act or of any other act then
14 in force applicable to such children. However, the institution
15 of special classes and programs at the secondary level for
16 exceptional children who are gifted and talented students may be
17 deferred until September 1978 at the discretion of the board of
18 the school directors of any school district.

19 In addition to the above and in accordance with rules and
20 regulations prescribed by the Department of Education,
21 [homebound] instruction shall be provided for children confined
22 in detention homes as provided in section 7, act of June 2, 1933
23 (P.L.1433, No.311), as amended, at the detention home for the
24 period of their confinement, if their confinement exceeds or is
25 expected to exceed ten days, even though such children are not
26 exceptional.

27 * * *

28 Section 1376. Cost of Tuition and Maintenance of Certain
29 Exceptional Children in Approved Institutions.--(a) When any
30 child between school entry age and twenty-one (21) years of age

1 and resident in this Commonwealth, who is blind or deaf, or has
2 cerebral palsy and/or neurological impairment and/or muscular
3 dystrophy and/or is [mentally retarded] developmentally disabled
4 and/or has a serious emotional [disturbance] disability and/or
5 has autism/pervasive developmental disorder and is enrolled,
6 with the approval of the Department of Education, as a pupil in
7 an approved private school approved by the Department of
8 Education, in accordance with standards and regulations
9 promulgated by the State Board of Education, the school district
10 in which such child is resident or, for students placed by a
11 charter school, the charter school in which the student was
12 enrolled shall pay the greater of either twenty per centum (20%)
13 of the actual audited cost of tuition and maintenance of such
14 child in such school, as determined by the Department of
15 Education, or its "tuition charge per elementary pupil" or its
16 "tuition charge per high school pupil," as calculated pursuant
17 to section 2561, and the Commonwealth shall pay, out of funds
18 appropriated to the department for special education, the
19 balance due for the costs of such child's tuition and
20 maintenance, as determined by the department. For the school
21 years 1989-1990, 1990-1991 and 1991-1992, the school district
22 payment shall be no greater than forty percent (40%) of the
23 actual audited costs of tuition and maintenance of such child in
24 such school. For the 1992-1993 school year through the 2003-2004
25 school year, the school district or charter school payment shall
26 be the greater of forty percent (40%) of the actual audited
27 costs of tuition and maintenance of such child in such school,
28 as determined by the Department of Education, or its "tuition
29 charge per elementary pupil" or its "tuition charge per high
30 school pupil," as calculated pursuant to section 2561, and the

1 Commonwealth shall pay, out of funds appropriated to the
2 department for approved private schools, the balance due for the
3 costs of such child's tuition and maintenance, as determined by
4 the department. For the 2004-2005 school year and each school
5 year thereafter, the school district or charter school payment
6 shall be the greater of forty percent (40%) of the approved
7 tuition rate as established pursuant to subsection (c.3) or
8 (c.5) or the school district or charter school's "tuition
9 charges per elementary pupil" or "tuition charges per secondary
10 pupil" as calculated under section 2561, and the Commonwealth
11 shall pay out of funds appropriated to the department for
12 approved private schools the balance of the approved tuition
13 rate due for the cost of such child's tuition and maintenance.
14 The department will credit the district of residence with
15 average daily membership for such child consistent with the
16 rules of procedure developed in accordance with section 2501. If
17 the residence of such child in a particular school district
18 cannot be determined, the Commonwealth shall pay the whole cost
19 of tuition and maintenance of such child as established under
20 subsection (c.3) or (c.5).

21 * * *

22 Section 1377. Payment of Cost of Tuition and Maintenance of
23 Certain Exceptional Children.--(a) To facilitate payments by
24 the several school districts to the schools or institutions in
25 which children who are deaf or blind, or cerebral palsied and/or
26 brain damaged and/or muscular dystrophied, or socially and
27 emotionally [disturbed] disabled or [mentally retarded children]
28 developmentally disabled are enrolled, of amounts due by such
29 districts for their proportion of the cost of tuition and
30 maintenance of such children, the Secretary of Education shall

1 withhold from any moneys due to such districts out of any State
2 appropriation for the assistance as reimbursement of school
3 districts, the amounts due by such districts to such schools or
4 institutions for the blind or the deaf, or the cerebral palsied
5 and/or brain damaged and/or muscular dystrophied or the socially
6 and emotionally [disturbed] disabled and/or [mentally retarded]
7 developmentally disabled. Amounts so withheld shall be
8 specifically appropriated to the Department of Education.

9 (b) Payments of the Commonwealth's proportion of the cost of
10 tuition and maintenance of pupils who are blind or deaf, or
11 cerebral palsied and/or brain damaged and/or muscular
12 dystrophied, or socially and emotionally [disturbed] disabled
13 and/or [mentally retarded pupils] developmentally disabled and
14 are enrolled in schools or institutions for the blind or for the
15 deaf, or for the cerebral palsied and/or brain damaged and/or
16 muscular dystrophied, or for the socially and emotionally
17 [disturbed] disabled and of the cost of instruction of parents
18 of blind pupils less than school entry age, as hereinbefore
19 provided, shall be made quarterly, out of moneys appropriated to
20 the Department of Education for special education. Except for
21 the provisions of section 1376.1 providing for the actual cost
22 of tuition and maintenance of certain exceptional children in
23 the four chartered schools for education of the deaf and of the
24 blind, in no event shall the total payment for the cost of
25 tuition and maintenance of any such child exceed the rates per
26 year allowed under section 1376. The maximum amount payable for
27 the cost of tuition and maintenance of such children shall be
28 subject to review at least once every two years for the purpose
29 of recommending an adjustment thereof.

30 (c) For the purpose of enabling the Department of Education

1 to determine from time to time what amounts are due to schools
2 for the blind or for the deaf or for the cerebral palsied and/or
3 brain damaged and/or muscular dystrophied or for the socially
4 and emotionally [disturbed] disabled and/or [mentally retarded]
5 developmentally disabled hereunder, such schools shall forward
6 to the department, at such times and in such form as the
7 department shall prescribe, sworn statements setting forth the
8 names, ages, and residences of all pupils enrolled hereunder,
9 specifying the school districts liable for a part of the cost of
10 tuition and maintenance of any such pupils, the per capita cost
11 of and maintenance of pupils, and such other information as the
12 department shall require.

13 For the purpose of providing adequate administration of the
14 program and to carry out the preaudit functions authorized in
15 section 1376(a), one-half of one percent (.50%) of the total
16 appropriations for approved private schools from all funds shall
17 be allocated to the Department of Education.

18 (d) When, during the course of the 1982-1983 school year,
19 programs for exceptional children are caused to be transferred
20 from schools or institutions for the blind or deaf, or cerebral
21 palsied or brain damaged or muscular dystrophied or [mentally
22 retarded] developmentally disabled, or socially and emotionally
23 [disturbed] disabled, as provided for in sections 1376 and
24 1376.1, to school districts or intermediate units, as provided
25 for in sections 2509 and 2509.1, under unanticipated or
26 emergency circumstances, and when such transfers necessitate the
27 transfer of funds from the appropriation to the Department of
28 Education for special education for approved private schools to
29 the appropriation to the Department of Education for payments on
30 account of special education of exceptional children in public

1 schools, the Secretary of Education shall be empowered so to
2 transfer such funds, upon approval of the Secretary of the
3 Budget and written notification to the State Treasurer and the
4 chairmen of the House and Senate Appropriations and Education
5 Committees.

6 Section 1377.1. Transfer of Funds for Transferral Programs.--

7 When, during the course of a school year or after the end of a
8 school year, programs for exceptional children are caused to be
9 transferred from schools or institutions for the blind or deaf,
10 or cerebral palsied or brain damaged or muscular dystrophied or
11 [mentally retarded] developmentally disabled, or socially and
12 emotionally [disturbed] disabled, as provided for in sections
13 1376 and 1376.1, to school districts or intermediate units, as
14 provided for in sections 2509 and 2509.1, and when such
15 transfers necessitate the transfer of funds from the
16 appropriation to the Department of Education for special
17 education for approved private schools to the appropriation to
18 the Department of Education for payments on account of special
19 education of exceptional children in public schools, the
20 Secretary of Education shall be empowered to transfer such
21 funds, upon approval of the Secretary of the Budget and written
22 notification to the State Treasurer and the chairmen of the
23 House and Senate Appropriations and Education Committees.

24 Section 1378. Medical Care for Children Under Six with
25 [Defective] Impaired Hearing.--Whenever the county medical
26 director of the Department of Health reports to the medical
27 examiner of any school district a case of a minor under six (6)
28 years of age, who is totally deaf or whose hearing is impaired,
29 who is not receiving adequate care and treatment, and whose
30 parent or guardian is financially unable to provide the same,

1 such medical examiner shall provide such care and treatment at
2 the expense of the school district or of the Commonwealth, as
3 the case may be, charged by law with the providing of medical
4 examinations for the schools of the school district. Such care
5 and treatment may be administered by the medical examiner or by
6 some doctor of medicine selected by him.

7 Section 1379. Children Under Six with [Defective] Impaired
8 Hearing; Parent or Guardian Advised of Schools, etc.--Whenever
9 notified by the Department of Health of the case of a minor
10 under six (6) years of age, who is totally deaf or whose hearing
11 is impaired, the Superintendent of Public Instruction, when in
12 his judgment the same is deemed desirable, shall communicate to
13 the parent or guardian the location of any special schools, and
14 also the nearest public school having special classes for the
15 instruction of the hard of hearing, with the information
16 concerning the advantages offered by such school or classes, the
17 benefits to accrue to the child from attending such school or
18 classes, and the manner in which the expenses of such
19 instruction will be provided for.

20 Section 1414. Care and Treatment of Pupils.--Any school
21 district or joint school board may provide for the care and
22 treatment of [defective] impaired eyes, ears and teeth of all
23 children of school age within the district.

24 Section 1502-E. Character education program.

25 * * *

26 (b) Curriculum contents.--The program may include and teach
27 the following basic civil values and character traits:

28 (1) Trustworthiness, including honesty, integrity,
29 reliability and loyalty.

30 (2) Respect, including regard for others, tolerance and

1 courtesy.

2 (3) Responsibility, including hard work, economic self-
3 reliance, accountability, diligence, perseverance and self-
4 control.

5 (4) Fairness, including justice, consequences of [bad]
6 inappropriate behavior, principles of nondiscrimination and
7 freedom from prejudice.

8 (5) Caring, including kindness, empathy, compassion,
9 consideration, generosity and charity.

10 (6) Citizenship, including love of country, concern for
11 the common good, respect for authority and the law and
12 community mindedness.

13 * * *

14 Section 2108. Qualifications of Principals and Teachers.--

15 The board of public education in each school district of the
16 first class shall prescribe the mode or modes of determining the
17 qualifications of applicants for positions as principals or
18 teachers in the schools of the district, and shall designate the
19 kinds or grades of teachers' certificates which may or shall be
20 used in the district, together with the scholastic,
21 professional, and personal qualifications required for each kind
22 or grade of certificate.

23 No certificate shall be granted to any person who is not of
24 good moral character, or to any person who shall not first have
25 presented a certificate, from a physician recognized by the
26 board of public education as competent for the purpose, setting
27 forth that said applicant is neither mentally nor physically
28 disqualified by reason of tuberculosis, or any other chronic or
29 acute physical [defect] impairment, from successfully performing
30 the duties of a teacher.

1 Section 2501. Definitions.--For the purposes of this article
2 the following terms shall have the following meanings:

3 * * *

4 (11) "Actual Instruction Expense Per Elementary Teaching
5 Unit, Actual Instruction Expense Per Elementary Teaching Unit in
6 a Laboratory School of a State-owned College, Actual Instruction
7 Expense Per Secondary Teaching Unit, Actual Instruction Expense
8 Per Secondary Teaching Unit in a Laboratory School of a State-
9 owned College, Actual Instruction Expense Per Joint Elementary
10 Teaching Unit, Actual Instruction Expense Per Joint Secondary
11 Teaching Unit, Actual Instruction Expense Per Area Technical
12 School Teaching Unit." In 1958 in the month of September and
13 thereafter annually in the month of September, the Department of
14 Public Instruction shall calculate for each school district for
15 the immediately preceding school year the actual instruction
16 expense per elementary teaching unit for elementary pupils
17 educated in the district's public schools, the actual
18 instruction expense per secondary teaching unit for secondary
19 pupils educated in the district's public schools, the actual
20 instruction expense per joint elementary teaching unit for
21 elementary pupils educated in elementary schools of jointures of
22 which the district is a member, the actual instruction expense
23 per joint secondary teaching unit for secondary pupils educated
24 in secondary schools of jointures of which the district is a
25 member, the actual instruction expense per area technical school
26 teaching unit for pupils educated in area technical schools in
27 which the district participates, the actual instruction expense
28 per elementary teaching unit for elementary pupils residing in
29 the district and educated in the public schools of other
30 districts within the Commonwealth, and the actual instruction

1 expense per secondary teaching unit for secondary pupils
2 residing in the district and educated in the public schools of
3 other districts within the Commonwealth. In each case, actual
4 instruction expense per teaching unit shall be the sum of (i)
5 and (ii) below but in no case shall include expenses for debt
6 service, capital outlay, rentals of capital facilities and
7 equipment, salaries and expenses for school nurses, for medical
8 and dental services, for driver education courses, for
9 reimbursable transportation of pupils, for tuition paid to other
10 school districts, for reimbursable board and lodging in lieu of
11 transportation, for salaries of directors and supervisors of
12 special education, public school psychologists, principals of
13 special schools and assistants, teachers of approved special
14 classes for [physically and mentally handicapped] children with
15 physical and mental disabilities, clerks and assistants employed
16 in programs for special education, for school district
17 contributions to the retirement fund on behalf of directors and
18 supervisors of special education, public school psychologists,
19 principals of special schools and assistants, teachers of
20 approved special classes for [physically and mentally
21 handicapped] children with physical and mental disabilities,
22 clerks and assistants employed in programs for special
23 education, for the cost of textbooks and supplies of the second
24 class used in special education classes or schools, for
25 extension schools and classes, for extension recreation
26 activities, for vocational extension education, or for
27 instruction of [homebound] children who are taught at home. (i)
28 Expenses of general control per teaching unit. Expenses of
29 general control shall include: salaries, supplies and other
30 expenses of the secretary's office; commission or salary of

1 treasurer, tax collector, auditors and legal service; expenses
2 of census enumeration and other expenses of business
3 administration; salaries of the superintendent of schools and
4 clerks of the superintendent of schools; expenses of supplies
5 and other expenses of the superintendent of schools' office; and
6 other expenses of general control. In the case of computation of
7 actual instruction expense per elementary teaching unit for
8 district pupils educated in the schools of the district and for
9 district pupils educated in the public schools of other
10 districts within the Commonwealth and actual instruction expense
11 per secondary teaching unit for district pupils educated in the
12 schools of the district and for district pupils educated in the
13 public schools of other districts within the Commonwealth,
14 expenses of general control per teaching unit shall be
15 calculated by dividing the foregoing listed expenses of general
16 control of the school district by the number of teaching units
17 based on the number of all pupils who are residents of the
18 school district and are in average daily membership in the
19 public schools of the Commonwealth. In the case of computation
20 of actual instruction expense per joint elementary teaching unit
21 and actual instruction expense per joint secondary teaching
22 unit, expenses of general control per teaching unit shall be
23 calculated by dividing the foregoing listed expenses of general
24 control of the school district by the number of teaching units
25 based on the number of all pupils who are residents of the
26 school district and are in average daily membership in the
27 public schools of the Commonwealth, and adding thereto the
28 quotient obtained by dividing the foregoing listed expenses of
29 general control of the joint school district by the number of
30 joint teaching units based on the number of pupils who are

1 residents of school districts that are members of the joint
2 school district and are in average daily membership in the
3 schools of the joint school district. In the case of computation
4 of actual instruction expense per area technical school teaching
5 unit, expenses of general control per teaching unit shall be
6 computed by dividing the foregoing listed expenses of general
7 control of the school district by the number of teaching units
8 based on the total number of all pupils who are residents of the
9 school district and are in average daily membership in the
10 public schools of the Commonwealth, and adding thereto the
11 quotient obtained by dividing the foregoing listed expenses of
12 general control of the area technical school by the number of
13 area technical school teaching units based on the number of
14 pupils who are residents of districts participating in the area
15 technical school and are in average daily membership in the area
16 technical school. (ii) Expenses of the school district, joint
17 school district, area technical school, or such other school
18 district within the Commonwealth in which the districts' pupils
19 are educated, as the case may be, on account of instruction,
20 auxiliary agencies and coordinate activities, operation of
21 school plant, maintenance of school plant, and fixed charges,
22 and each separately for elementary and for secondary schools,
23 per teaching unit, calculated by dividing the sums of (a), (b),
24 (c), (d), and (e) below by the numbers of elementary, secondary,
25 joint elementary, joint secondary, and area technical school
26 teaching units, respectively, based on the number of all pupils
27 on an equivalent full-time basis in average daily membership in
28 the public schools of the district, or joint district, or the
29 area technical school, or other school district within the
30 Commonwealth in which pupils of the district are educated, as

1 the case may be; (a) expenses of instruction, to include
2 salaries of supervisors and other expenses of supervisors,
3 salaries of principals and principals' clerks, supplies of the
4 principals' offices, other expenses of supervision, teachers'
5 and teacher-librarians, salaries, textbooks, library books,
6 supplies used in instruction including library supplies,
7 expenses of attending teachers' institutes, commencement
8 exercise and exhibit expenses, and other expenses of
9 instruction, (b) expenses of auxiliary agencies and coordinate
10 activities, to include salaries, books, repairs, replacements,
11 and other expenses of public libraries, and non-reimbursable
12 transportation and board and lodging in lieu of transportation,
13 and provisions for tubercular and undernourished children,
14 community lectures, social centers and recreation, enforcement
15 of attendance, and other expenses of auxiliary agencies and
16 coordinate activities, (c) expenses of operation of school
17 plant, to include wages of janitors and other employes, fuel,
18 water, light, power, janitors' supplies, care of grounds,
19 services other than personal, telephone rental, and other
20 expenses of operation, (d) expenses of maintenance of school
21 plant, to include upkeep of grounds, repair of buildings,
22 repairs and replacements, heating, plumbing, lighting, apparatus
23 used in instruction, furniture, and other equipment, (e)
24 expenses of fixed charges, to include payments made to the
25 retirement board, rent, all insurance, and other fixed charges:
26 Provided, That the actual instruction expense for elementary
27 teaching unit for district pupils educated in the elementary
28 grades of a laboratory school of a State-owned college and the
29 actual instruction expenses for secondary teaching unit for
30 district pupils educated in the high school grades of a

1 laboratory school of a State-owned college shall be computed by
2 (i) dividing the total amount of money paid to the State-owned
3 college by the resident district for the education of all
4 resident elementary children enrolled in a laboratory school of
5 a State-owned college by the number of such elementary teaching
6 units based on the total number of such resident children in
7 average daily membership in the laboratory school, (ii) dividing
8 the total amount of money paid to the State-owned college by the
9 resident district for the education of all resident secondary
10 children enrolled in a laboratory school of a State-owned
11 college by the number of such secondary teaching units based on
12 the total number of such resident children in average daily
13 membership in the laboratory school. The teaching units are
14 computed on the basis of thirty (30) equivalent full time
15 elementary children and twenty-two (22) equivalent full time
16 secondary children.

17 * * *

18 Section 2509. Payments on Account of Courses for Exceptional
19 Children.--* * *

20 (b) To find the "instruction cost per special class pupil,"
21 add (1) salaries of directors and supervisors of special
22 education, public school psychologists, principals of special
23 schools and assistants, teachers of approved special classes for
24 exceptional children, clerks and assistants employed in the
25 district's program for special education, (2) the district's
26 contribution to the retirement fund on behalf of directors and
27 supervisors of special education, public school psychologists,
28 principals of special schools and assistants, teachers of
29 approved special classes for exceptional children, clerks and
30 assistants employed in the district's program for special

1 education, (3) the cost of textbooks and supplies of the second
2 class used in the district's special education classes or
3 schools, (4) the cost of telephonic system equipment which
4 enables [handicapped] children with physical and mental
5 disabilities to remain in their homes and still participate in
6 classroom activities. Divide the sum of (1), (2), (3), and (4)
7 on that part thereof which is approved by the Department of
8 Education for reimbursement by the total number of pupils,
9 including those pupils who have available for use telephonic
10 system equipment whereby they may remain at home and still
11 participate in classroom activities, in average daily membership
12 in the district's approved special classes for exceptional
13 children. The quotient so obtained shall be the "instruction
14 cost per special class pupil."

15 * * *

16 Section 2510.1. Payments on Account of [Homebound] Children
17 Who Are Taught at Home.--Every school district, regardless of
18 classification, shall be paid by the Commonwealth for the school
19 year 1966-1967, and for each school year thereafter, on account
20 of the instruction of [homebound] children who are taught at
21 home, an amount determined by multiplying the mandated minimum
22 hourly rate for instructing [homebound] children who are taught
23 at home by the district's aid ratio. Payments made to school
24 districts for the instruction of [homebound] children who are
25 taught at home shall only be made to the extent funds are
26 appropriated for this purpose.

27 Section 2517. Payments.--* * *

28 (e) The Secretary of Education, with the approval of the
29 Governor, may make basic education funding allocation payments
30 to school districts, in advance of the dates set forth in this

1 section to school districts which are financially [handicapped]
2 burdened, when the secretary deems it necessary to enable the
3 school district to keep their public schools open.

4 Section 2541. Payments on Account of Pupil Transportation.--

5 * * *

6 (b) Such payments for pupil transportation shall be made in
7 the following cases:

8 * * *

9 (3) To all school districts, for the transportation of
10 [physically or mentally handicapped] children with physical and
11 mental disabilities regularly enrolled in special classes
12 approved by the Department of Education or enrolled in a regular
13 class in which approved educational provisions are made for
14 them.

15 * * *

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