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 THE GENERAL ASSEMBLY OF PENNSYLVANIA
 

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# SENATE BILL

No. **89** Session of  
2019

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INTRODUCED BY HUGHES, AUMENT, BARTOLOTTA, BREWSTER, STEFANO,  
FONTANA, STREET, SCHWANK, GORDNER, MENSCH, KEARNEY, BAKER,  
K. WARD, WHITE, SANTARSIERO, BROWNE, PHILLIPS-HILL,  
TARTAGLIONE, KILLION, COSTA, YUDICHAK, SABATINA, BLAKE,  
COLLETT, FARNESE, L. WILLIAMS, LEACH, HAYWOOD, J. WARD AND  
MUTH, JANUARY 29, 2019

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AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JUNE 18, 2019

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## 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," replacing references to "vocational-  
6 technical" with "career and technical," replacing references  
7 to "vocational" with "career and technical" and replacing  
8 references to "vocation" with "career and technical";  
9 deleting references to vocational school districts; renaming  
10 the State Board for Vocational Education as the State Board  
11 of Career and Technical Education; IN VOCATIONAL EDUCATION, <--  
12 FURTHER PROVIDING FOR ADVISORY COMMITTEES AND PROVIDING FOR A  
13 WORKFORCE DEVELOPMENT PROGRAM CLEARINGHOUSE AND FOR PASMART  
14 ONLINE CAREER RESOURCE CENTER; and making editorial changes.

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

17 Section 1. Sections 111(a.1) introductory paragraph, (1),  
18 (2) and (3), (b), (e) introductory paragraph, (f.2) and (j) (1)  
19 and (2) and 111.1(n) of the act of March 10, 1949 (P.L.30,  
20 No.14), known as the Public School Code of 1949, are amended to  
21 read:

1 Section 111. Criminal History of Employes and Prospective  
2 Employes; Conviction of Certain Offenses.--

3 (a.1) Beginning April 1, 2007, this section shall apply to  
4 all current and prospective employes of public and private  
5 schools, intermediate units and area [vocational-technical]  
6 career and technical schools, including, but not limited to,  
7 teachers, substitutes, janitors, cafeteria workers, independent  
8 contractors and their employes, except those employes and  
9 independent contractors and their employes who have no direct  
10 contact with children.

11 (1) Beginning April 1, 2007, this section shall apply to bus  
12 drivers employed or offered employment by a school district,  
13 private school, nonpublic school, intermediate unit or area  
14 [vocational-technical] career and technical school or by an  
15 independent contractor.

16 (2) Beginning April 1, 2007, this section shall apply to  
17 student teachers and student teacher candidates assigned to all  
18 public and private schools, intermediate units and area  
19 [vocational-technical] career and technical schools.

20 (3) For purposes of this section, "student teacher" or  
21 "student teacher candidate" shall mean an individual  
22 participating in a classroom teaching, internship, clinical or  
23 field experience who, as part of a program for the initial or  
24 advanced preparation of professional educators, performs  
25 classroom teaching or assists in the education program in a  
26 public or private school, intermediate unit or area [vocational-  
27 technical] career and technical school under the supervision of  
28 educator preparation program faculty.

29 \* \* \*

30 (b) Administrators of public and private schools,

1 intermediate units and area [vocational-technical] career and  
2 technical schools shall require prospective employes to submit  
3 with their employment application, pursuant to 18 Pa.C.S. Ch. 91  
4 (relating to criminal history record information), a report of  
5 criminal history record information from the Pennsylvania State  
6 Police or a statement from the Pennsylvania State Police that  
7 the State Police central repository contains no such information  
8 relating to that person. Such report of criminal history record  
9 information shall be no more than five (5) years old. An  
10 applicant may submit a copy of the required information with the  
11 application for employment. Administrators shall maintain a copy  
12 of the required information. Administrators shall require  
13 contractors to produce a report of criminal history record  
14 information for each prospective employe of such contractor  
15 prior to employment. A copy of the report of criminal history  
16 record information from the Pennsylvania State Police shall be  
17 made available to the applicant in a manner prescribed by the  
18 Department of Education.

19 \* \* \*

20 (e) No person subject to this act shall be employed or  
21 remain employed in a public or private school, intermediate unit  
22 or area [vocational-technical] career and technical school where  
23 a report of criminal history record information or a form  
24 submitted by an employe under subsection (j) indicates the  
25 person has been convicted of any of the following offenses:

26 \* \* \*

27 (f.2) Nothing in this section shall be construed to  
28 interfere with the ability of a public or private school,  
29 intermediate unit or area [vocational-technical] career and  
30 technical school to make employment, discipline or termination

1 decisions, provided that this subsection shall not be construed  
2 to conflict with subsection (e), (f.1) or (j)(6).

3 \* \* \*

4 (j) (1) The department shall develop a standardized form to  
5 be used by current and prospective employes of public and  
6 private schools, intermediate units and area [vocational-  
7 technical] career and technical schools for the written  
8 reporting by current and prospective employes of any arrest or  
9 conviction for an offense enumerated under subsections (e) and  
10 (f.1). The form shall provide a space in which a current or  
11 prospective employe who has not been convicted of or arrested  
12 for any such offense will respond "no conviction" and "no  
13 arrest." The form also shall provide that failure to accurately  
14 report any arrest or conviction for an offense enumerated under  
15 subsection (e) or (f.1) shall subject the current or prospective  
16 employe to criminal prosecution under 18 Pa.C.S. § 4904  
17 (relating to unsworn falsification to authorities). The  
18 department shall publish the form on its publicly accessible  
19 Internet website and in the Pennsylvania Bulletin.

20 (2) All current and prospective employes of a public or  
21 private school, intermediate unit or area [vocational-technical]  
22 career and technical school shall complete the form described in  
23 clause (1), indicating whether or not they have been arrested  
24 for or convicted of an offense enumerated under subsections (e)  
25 and (f.1), provided that any current employe who completed the  
26 form on or before December 27, 2011, in compliance with clauses  
27 (1) and (2) on that date and who has not been arrested for or  
28 convicted of an offense enumerated under subsections (e) and  
29 (f.1) shall not be required to complete an additional form under  
30 this subsection.

1 \* \* \*

2 Section 111.1. Employment History Review.--\* \* \*

3 (n) As used in this section, the following words and phrases  
4 shall have the meanings given to them in this subsection:

5 "Abuse." Conduct that falls under the purview and reporting  
6 requirements of 23 Pa.C.S. Ch. 63 and is directed toward or  
7 against a child or a student, regardless of the age of the child  
8 or student.

9 "Direct contact with children." The possibility of care,  
10 supervision, guidance or control of children or routine  
11 interaction with children.

12 "School entity." Any public school, including a charter  
13 school or cyber charter school, private school, nonpublic  
14 school, intermediate unit or area [vocational-technical] career  
15 and technical school operating within this Commonwealth.

16 "Sexual misconduct." Any act, including, but not limited to,  
17 any verbal, nonverbal, written or electronic communication or  
18 physical activity, directed toward or with a child or a student  
19 regardless of the age of the child or student that is designed  
20 to establish a romantic or sexual relationship with the child or  
21 student. Such acts include, but are not limited to:

22 (1) Sexual or romantic invitation.

23 (2) Dating or soliciting dates.

24 (3) Engaging in sexualized or romantic dialog.

25 (4) Making sexually suggestive comments.

26 (5) Self-disclosure or physical exposure of a sexual,  
27 romantic or erotic nature.

28 (6) Any sexual, indecent, romantic or erotic contact with  
29 the child or student.

30 Section 2. Section 121(b)(2)(iii), (c)(2) and (d) of the

1 act, amended October 24, 2018 (P.L.1146, No.158), are amended to  
2 read:

3 Section 121. Keystone Exams.--\* \* \*

4 (b) The following shall apply:

5 \* \* \*

6 (2) The Department of Education shall investigate and  
7 develop alternatives in addition to the use of the Keystone  
8 Exams as a requirement for graduation and shall, within six (6)  
9 months of the effective date of this paragraph, issue a report  
10 of the Department of Education's findings and recommendations,  
11 including proposed legislation, to the chairman and minority  
12 chairman of the Education Committee of the Senate and the  
13 chairman and minority chairman of the Education Committee of the  
14 House of Representatives. The report shall, at a minimum,  
15 contain a detailed plan and timeline within which the Department  
16 of Education shall accomplish all of the following:

17 \* \* \*

18 (iii) Ensure that no student is prohibited from  
19 participation in [vocational-technical] career and technical  
20 education or elective courses or programs as a result of  
21 supplemental instruction required in 22 Pa. Code §§ 4.24(k) and  
22 4.51b(f) (relating to Keystone Exams).

23 (c) Notwithstanding section 2604-B(b)(2)(v), 22 Pa. Code §  
24 4.24 or 4.51 or any statute or regulation to the contrary, in  
25 any school year in which a demonstration of proficiency on a  
26 Keystone Exam is required for high school graduation, a CTE  
27 Concentrator shall be deemed proficient provided that the CTE  
28 Concentrator shall meet all of the following requirements:

29 \* \* \*

30 (2) completes one of the following:

1 (i) attains an industry-based competency certification  
2 related to the CTE Concentrator's program of study; or  
3 (ii) demonstrates a high likelihood of success on an  
4 approved industry-based competency assessment or readiness for  
5 continued meaningful engagement in the CTE Concentrator's  
6 program of study as demonstrated by performance on benchmark  
7 assessments, course grades and other factors consistent with the  
8 CTE Concentrator's goals and career plan and determined for the  
9 CTE Concentrator by a chief school administrator in consultation  
10 with an area [vocational-technical] career and technical school  
11 director or principal of a comprehensive high school. The  
12 determination shall be made no later than the end of eleventh  
13 grade, or, for a student enrolled in a one-year program, the end  
14 of the first semester of twelfth grade.

15 \* \* \*

16 (d) As used in this section, the following words and phrases  
17 shall have the meanings given to them in this subsection unless  
18 the context clearly indicates otherwise:

19 "Accredited four-year nonprofit institution of higher  
20 education." Any of the following:

21 (1) A university within the State System of Higher Education  
22 under Article XX-A.

23 (2) A State-related institution as defined in section 1502-  
24 A.

25 (3) Any accredited nonprofit public, private or independent  
26 college or university that confers four-year baccalaureate  
27 degrees.

28 "Accredited nonprofit institution of higher education." Any  
29 of the following:

30 (1) A community college operating under Article XIX-A.

1 (2) An accredited four-year nonprofit institution of higher  
2 education.

3 (3) Any accredited nonprofit public, private or independent  
4 college or university.

5 (4) The Thaddeus Stevens College of Technology.

6 "ACT." A standardized test for the assessment of college  
7 readiness administered by ACT.

8 "ACT WorkKeys assessment." An assessment of workplace skills  
9 administered by ACT.

10 "Advanced Placement Program." A program authorized by the  
11 college board that allows a student to study college-level  
12 subjects while enrolled in high school and to receive advanced  
13 placement and college credit for earning a qualified score on  
14 the course-related Advanced Placement exam.

15 "Approved alternative assessment." A SAT, PSAT, ACT or Armed  
16 Services Vocational Aptitude Battery test.

17 "Approved industry-based competency assessment." A NOCTI  
18 exam, NIMS assessment or other industry-based competency  
19 assessment identified by the Secretary of Education and approved  
20 by the State Board of Education or identified by an act of the  
21 General Assembly.

22 "Armed Services Vocational Aptitude Battery Test." The  
23 aptitude test developed and maintained by the United States  
24 Department of Defense.

25 "Chief school administrator." The superintendent of a school  
26 district, executive director of an intermediate unit,  
27 administrative director of an area [vocational-technical] career  
28 and technical school or chief executive officer of a charter  
29 school, cyber charter school, regional charter school or  
30 multiple charter school organization.

1 "Concurrent enrollment course." A course in which a  
2 secondary student is enrolled and, upon successful completion of  
3 which both high school and postsecondary credit are earned.

4 "Cooperative education program." A program of instruction  
5 whereby students alternate or coordinate their high school  
6 studies with a job in a field related to their academic or  
7 career objectives.

8 "CTE Concentrator." A student who, by the end of a reporting  
9 year, will be reported as successfully completing at least fifty  
10 percent (50%) of the minimum technical instructional hours  
11 required under 22 Pa. Code Ch. 339 (relating to vocational  
12 education).

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

15 "Established score." A score recommended by the secretary  
16 and approved by the State Board of Education.

17 "GPA." Grade point average.

18 "International Baccalaureate Diploma Program." An  
19 academically challenging two-year precollege diploma program  
20 comprised of three core requirements and six academic subject  
21 areas with final examinations that prepare students sixteen (16)  
22 to nineteen (19) years of age for higher education and life in a  
23 global society.

24 "NIMS assessment." An assessment based on the National  
25 Institute for Metalworking Skills standards.

26 "NOCTI exam." A National Occupational Competency Testing  
27 Institute exam.

28 "Postsecondary course." A course in which a secondary  
29 student is enrolled and, upon successful completion,  
30 postsecondary credit is earned.

1 "Preapprenticeship program." An apprenticeship program  
2 registered with the Pennsylvania Apprenticeship and Training  
3 Council.

4 "SAT." A standardized test for the assessment of college  
5 readiness administered by the College Board.

6 "SAT Subject Test." A standardized test for the assessment  
7 of a specific content area administered by the College Board.

8 "School entity." A school district, intermediate unit, area  
9 [vocational-technical] career and technical school, charter  
10 school, cyber charter school, regional charter school or  
11 multiple charter school organization.

12 "Secretary." The Secretary of Education of the Commonwealth.

13 Section 3. Section 126(a)(1)(v) and (vi) of the act, added  
14 November 6, 2017 (P.L.142, No.55), are amended to read:

15 Section 126. Every Student Succeeds Act State Plan Review.--

16 (a) State plan submissions shall be developed by the department  
17 under section 1111 of the Elementary and Secondary Education Act  
18 of 1965 (Public Law 89-110, 20 U.S.C. § 6311), as amended by the  
19 Every Student Succeeds Act (Public Law 114-95, 129 Stat. 1802),  
20 and submitted to the General Assembly as follows:

21 (1) The department shall develop State plan submissions with  
22 timely and meaningful consultation with the chair and minority  
23 chair of the Education Committee of the Senate and the chair and  
24 minority chair of the Education Committee of the House of  
25 Representatives, with opportunity for input into the State plan  
26 submission's formation. Consultation shall occur with regard to  
27 the initiatives that are newly created or that retain or modify  
28 existing law or regulation with regard to the following:

29 \* \* \*

30 (v) [Vocational and career] Career and technical education

1 academic assessments, pathways and standards.

2 (vi) Comparability and fairness in assessments of school  
3 districts, intermediate units, area [vocational-technical]  
4 career and technical schools, charter schools and cyber charter  
5 schools.

6 \* \* \*

7 Section 4. Sections 218, 220(c), 221.2(c)(1)(iv) and (f)(4)  
8 (i), 222(c) and 322 of the act are amended to read:

9 Section 218. Reports to Department of Education.--(a) An  
10 annual financial report shall be submitted to the Secretary of  
11 Education by each school district, charter school, cyber charter  
12 school and area [vocational-technical] career and technical  
13 school not later than the 31st day of October. All financial  
14 accounting and reporting by school districts, charter schools,  
15 cyber charter schools and area [vocational-technical] career and  
16 technical schools to the Department of Education shall be in  
17 accordance with generally accepted accounting and reporting  
18 standards, except that management discussion and analysis and  
19 related notes and the following financial statements shall not  
20 be required components of the annual financial report: entity-  
21 wide financial statements, including the statement of activities  
22 and the statement of net assets; the reconciliation of the  
23 balance sheet - governmental funds to statement of net assets;  
24 and the reconciliation of the statement of revenues,  
25 expenditures and changes in fund balances - governmental funds  
26 to statement of activities. The Department of Education shall  
27 establish a reporting standard for the annual financial report.

28 (b) The chief school administrator and board secretary of a  
29 school district, charter school, cyber charter school or area  
30 [vocational-technical] career and technical school shall submit

1 a signed statement to the Department of Education not later than  
2 the 31st day of December of each year certifying that: the  
3 audited financial statements of the school district, charter  
4 school, cyber charter school or area [vocational-technical]  
5 career and technical school have been properly audited pursuant  
6 to Article XXIV and that in the independent auditor's  
7 professional opinion, the financial information submitted in the  
8 annual financial report was materially consistent with the  
9 audited financial statements.

10 (c) If the financial information submitted in the annual  
11 financial report was not materially consistent with the audited  
12 financial statements, the school district, charter school, cyber  
13 charter school or area [vocational-technical] career and  
14 technical school shall submit a revised annual financial report  
15 to the Department of Education not later than the 31st day of  
16 December.

17 (d) The Department of Education shall order the forfeiture  
18 penalties provided for under section 2552.1(a.1) against a  
19 school district, charter school, cyber charter school or area  
20 [vocational-technical] career and technical school for failure  
21 to timely submit an annual financial report or revised annual  
22 financial report.

23 Section 220. State Report Card.--\* \* \*

24 (c) Definitions.--As used in this section, the following  
25 words and phrases shall have the meanings given to them in this  
26 subsection:

27 "Department." The Department of Education of the  
28 Commonwealth.

29 "Local education agency." A school district, cyber charter  
30 school, charter school, area [vocational-technical] career and

1 technical school or intermediate unit.

2 Section 221.2. Data Collection Reduction.--\* \* \*

3 (c) (1) Within thirty (30) days of the effective date of  
4 this section, the State Board shall establish an advisory  
5 committee consisting of:

6 \* \* \*

7 (iv) The following members, to be appointed by the State  
8 Board in consultation with education associations representing  
9 school districts, intermediate units, public school employes,  
10 charter school entities and area [vocational-technical] career  
11 and technical schools:

12 (A) Two school district business managers.

13 (B) Two intermediate unit business managers.

14 (C) Two charter school entity business managers.

15 (D) Two area [vocational-technical] career and technical  
16 school business managers.

17 (E) One representative from a school district board of  
18 school directors.

19 (F) One representative from an intermediate unit board of  
20 directors.

21 (G) One representative from a charter school entity board of  
22 trustees.

23 (H) One representative from an area [vocational-technical]  
24 career and technical school joint operating committee.

25 (I) One member of a Statewide association representing  
26 public school entity employes that has a membership on the  
27 effective date of this section of greater than 140,000 public  
28 school entity employes.

29 \* \* \*

30 (f) For purposes of this section:

1 \* \* \*

2 (4) "Public school entity" shall mean any of the following:

3 (i) An area [vocational-technical] career and technical  
4 school.

5 \* \* \*

6 Section 222. Drop-out Data Collection.--\* \* \*

7 (c) As used in this section, the following words and phrases  
8 shall have the meanings given to them in this subsection unless  
9 the context clearly indicates otherwise:

10 "Department." The Department of Education of the  
11 Commonwealth.

12 "School entity." A public school district, charter school,  
13 cyber charter school or area [vocational-technical] career and  
14 technical school.

15 Section 322. Eligibility; Incompatible Offices.--Any citizen  
16 of this Commonwealth, having a good moral character, being  
17 eighteen (18) years of age or upwards, and having been a  
18 resident of the district for at least one (1) year prior to the  
19 date of his election or appointment, shall be eligible to the  
20 office of school director therein: Provided, That any person  
21 holding any office or position of profit under the government of  
22 any city of the first class, or the office of mayor, chief  
23 burgess, county commissioner, district attorney, city, borough,  
24 or township treasurer, member of council in any municipality,  
25 township commissioner, township supervisor, tax collector,  
26 assessor, assistant assessor, any comptroller, auditor,  
27 constable, executive director or assistant executive director of  
28 an intermediate unit, supervisor, principal, teacher, or employe  
29 of any school district, shall not be eligible as a school  
30 director in this Commonwealth. This section shall not prevent

1 any district superintendent, assistant district superintendent,  
2 supervisor, teacher, or employe of any school district, from  
3 being a school director in a district other than the one in  
4 which he is so employed, and other than in a district with which  
5 the district in which he is employed operates a joint school or  
6 department. Provided, however, That a joint school or department  
7 does not include a [vocational] career and technical school,  
8 intermediate unit or community college: And provided further,  
9 That a school director who is a supervisor, principal, teacher  
10 or employe of a [vocational] career and technical school,  
11 intermediate unit or community college shall not serve as a  
12 member of a board of the [vocational] career and technical  
13 school, intermediate unit or community college in which he is a  
14 supervisor, principal, teacher or employe: And provided further,  
15 That a school director who is a supervisor, principal, teacher  
16 or employe of a [vocational] career and technical school,  
17 intermediate unit or community college, shall not be assigned to  
18 a position of employment under the supervision of the district  
19 in which he or she serves as a member of the board of school  
20 directors. A school director shall not be eligible to the office  
21 of member of council in any municipality.

22 Section 5. Section 425(d) of the act, added June 22, 2018  
23 (P.L.241, No.39), is amended to read:

24 Section 425. Executive Sessions.--\* \* \*

25 (d) As used in this section, the following words and phrases  
26 shall have the meanings given to them in this subsection:

27 "Executive session" shall have the meaning given to the term  
28 under 65 Pa.C.S. § 703 (relating to definitions).

29 "School entity" shall mean a school district, intermediate  
30 unit, joint school, area [vocational-technical] career and

1 technical school, charter school, regional charter school or  
2 cyber charter school.

3 Section 6. Sections 502, 513(b.1)(1) and (6), 522 and 527 of  
4 the act are amended to read:

5 Section 502. Additional Schools and Departments.--In  
6 addition to the elementary public schools, the board of school  
7 directors in any school district may establish, equip, furnish,  
8 and maintain the following additional schools or departments for  
9 the education and recreation of persons residing in said  
10 district, and for the proper operation of its schools, namely:--

11 High schools,  
12 Trade schools,  
13 [Vocational] Career and technical schools,  
14 [Technical schools,]  
15 Cafeterias,  
16 Agricultural schools,  
17 Evening schools,  
18 Kindergartens,  
19 Libraries,  
20 Museums,  
21 Reading-rooms,  
22 Gymnasiums,  
23 Playgrounds,  
24 Schools for physically and mentally handicapped,  
25 Truant schools,  
26 Parental schools,  
27 Schools for adults,  
28 Public lectures,  
29 Such other schools or educational departments as the  
30 directors, in their wisdom, may see proper to establish.

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

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

8 Section 513. Group Insurance Contracts.--\* \* \*

9 (b.1) (1) School districts, intermediate units and area  
10 [~~vocational-technical~~] career and technical schools shall give  
11 employes and their dependents, upon the employe's retirement,  
12 the option of continuing coverage in the group health plan to  
13 which they belonged as employes.

14 \* \* \*

15 (6) School districts, intermediate units and area  
16 [~~vocational-technical~~] career and technical schools shall report  
17 annually to the Department of Education the increased costs  
18 resulting exclusively from the inclusion of qualified annuitants  
19 and their dependents in the entity's group health plan, for the  
20 purpose of evaluating the feasibility of future Commonwealth  
21 funding.

22 \* \* \*

23 Section 522. Payments of Salaries of Professional Employees  
24 Granted Leaves of Absence as Exchange Teachers Authorized;  
25 Rights Preserved.--Any board of public education or board of  
26 school directors of any school district [~~or vocational school~~  
27 district] of this Commonwealth is hereby authorized to pay any  
28 professional employe the salary he would be entitled to if  
29 teaching in the school district from which he is granted a leave  
30 of absence to serve as an exchange teacher in any foreign

1 country or territory or possession of the United States of  
2 America.

3 Any professional employe, while on leave as an exchange  
4 teacher, shall be considered to be in regular full-time daily  
5 attendance in the position from which the leave was granted,  
6 during the period of said leave, for the purpose of determining  
7 the employe's length of service, the right to receive increments  
8 as provided by law, and the right to make contributions as a  
9 member of the Public School Employees' Retirement Fund and  
10 continue his or her membership therein, the right to service  
11 credits toward the time necessary for a sabbatical leave for  
12 health or a leave of absence for professional development, and  
13 the right to accumulate days of leave on account of illness or  
14 accidental injury.

15 Section 527. Drug Law Convictions.--(a) Any employe,  
16 professional or otherwise, of a school district, intermediate  
17 unit or area [~~vocational-technical~~] career and technical school  
18 who is convicted of delivery of a controlled substance or  
19 convicted of possession of a controlled substance with the  
20 intent to deliver, as prohibited by the act of April 14, 1972  
21 (P.L.233, No.64), known as "The Controlled Substance, Drug,  
22 Device and Cosmetic Act," shall be terminated from his or her  
23 employment with the school entity. The governing body of the  
24 school entity shall enforce this section.

25 (b) Notwithstanding any other provisions of this act, any  
26 person subject to this section who, while employed in a public  
27 or private school, intermediate unit or area [~~vocational-~~  
28 ~~technical~~] career and technical school, is convicted of any of  
29 the offenses enumerated in subsection (e) of section 111 of this  
30 act shall be immediately terminated from such employment.

1 Section 7. Section 528(d) of the act, added June 22, 2018  
2 (P.L.241, No.39), is amended to read:

3 Section 528. Third-Party Services.--\* \* \*

4 (d) 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 "Non-instructional services" shall mean services provided by  
8 a school employee whose terms and conditions of employment are  
9 governed by a collective bargaining agreement negotiated between  
10 the school employer and the exclusive representative of the  
11 employe and excluding services provided by a professional  
12 employe, a substitute or a temporary professional employe as  
13 those terms are defined under section 1101.

14 "School employer" shall mean a board of school directors, an  
15 intermediate unit board of directors or an area [vocational-  
16 technical] career and technical board of directors.

17 "Third party" shall mean a for-profit service provider,  
18 including a business or corporation, that contracts with a  
19 school employer to provide non-instructional services. The term  
20 shall not include an individual.

21 Section 8. Section 613(f) of the act is amended to read:

22 Section 613. Management Information Reports.--\* \* \*

23 (f) Beginning with the 2001-2002 school year and each school  
24 year thereafter, the mandatory reporting requirements of this  
25 section shall apply, as prescribed by the department, to area  
26 [vocational-technical] career and technical schools,  
27 intermediate units and charter schools to the extent that  
28 funding is available. Area [vocational-technical] career and  
29 technical schools, intermediate units and charter schools shall  
30 apply for funding in a form and manner prescribed by the

1 department.

2 Section 9. The definitions of "area vocational-technical  
3 school," "market value/personal income aid ratio" and "public  
4 school entity" in section 602-B of the act are amended to read:

5 Section 602-B. Definitions.

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

9 \* \* \*

10 "Area [vocational-technical] career and technical school."

11 As defined in section 1841.

12 \* \* \*

13 "Market value/personal income aid ratio." A school  
14 district's combined market value and personal income wealth per  
15 pupil relative to the State average.

16 (1) For an area [vocational-technical] career and  
17 technical school, this amount shall be calculated based on  
18 the sum of market value and personal income wealth data for  
19 each of the area [vocational-technical] career and technical  
20 school's component school districts.

21 (2) For a charter school or regional charter school,  
22 this amount shall be calculated based on the sum of market  
23 value and personal income wealth data for each school  
24 district that granted a charter to the charter school or  
25 regional charter school under section 1717-A or 1718-A.

26 (3) For a cyber charter school, this amount shall be  
27 calculated based on the sum of market value and personal  
28 income wealth data for the school district in which the cyber  
29 charter school's administrative offices are located.

30 \* \* \*

1 "Public school entity." Any of the following:

2 (1) An area [~~vocational-technical~~] career and technical  
3 school.

4 (2) A school district.

5 (3) A charter school entity.

6 \* \* \*

7 Section 10. Sections 701.1 second paragraph, 772.1(c),  
8 772.2(e), 776.1, 909-A, 914-A(16), 1089(f), 1101(1), 1113(d)(1),  
9 1123(e), (i), (n) and (o)(2) and (8), 1141, 1142(a) and (b),  
10 1142.1(d), 1144.1, 1145, 1146(4), 1164(a), 1166(a), 1176(a) and  
11 1195(h) of the act are amended to read:

12 Section 701.1. Referendum or Public Hearing Required Prior  
13 to Construction or Lease.--\* \* \*

14 The applicable aggregate building expenditure standard shall  
15 be a total amount calculated for each building or substantial  
16 addition by multiplying the rated pupil capacity under the  
17 approved room schedule by the following: two thousand eight  
18 hundred dollars (\$2,800) for each pupil of rated elementary  
19 capacity; four thousand two hundred dollars (\$4,200) for each  
20 pupil of rated secondary capacity in grades seven, eight and  
21 nine and five thousand two hundred dollars (\$5,200) for each  
22 pupil of rated secondary capacity in grades ten, eleven and  
23 twelve and five thousand two hundred dollars (\$5,200) for each  
24 pupil of rated [~~vocational-technical~~] career and technical  
25 capacity in grades ten, eleven and twelve to not include the  
26 cost of equipment and fixtures in such [~~vocational-technical~~]  
27 career and technical schools: Provided, however, That each of  
28 the preceding per pupil amounts shall be adjusted by the  
29 Department of Education on July 1, 1974; and annually thereafter  
30 through July 1, 2003, by multiplying said amounts by the ratio

1 of the composite construction cost index compiled and published  
2 by the United States Department of Commerce for the preceding  
3 calendar year to such index for the next preceding calendar  
4 year; and Further Provided, however, That each of the preceding  
5 per pupil amounts shall be adjusted by the Department of  
6 Education on July 1, 2004; and annually thereafter by  
7 multiplying said amounts by the ratio of the Building Cost Index  
8 published by the McGraw-Hill Companies for the preceding  
9 calendar year to such index for the next preceding calendar  
10 year. Rated elementary pupil capacity or rated secondary pupil  
11 capacity for any school building shall be the rated pupil  
12 capacity determined on the basis of the method used by the  
13 Department for school building reimbursement purposes during the  
14 school year 1971-1972.

15 \* \* \*

16 Section 772.1. Integrated Pest Management Programs.--\* \* \*

17 (c) The following words and phrases when used in this  
18 section shall have the meanings given to them in this subsection  
19 unless the context clearly indicates otherwise:

20 "Department." The Department of Agriculture of the  
21 Commonwealth.

22 "Integrated pest management plan." A plan which establishes  
23 a sustainable approach to managing pests by combining  
24 biological, cultural, physical and chemical tools in a way which  
25 minimizes economic, health and environmental risks.

26 "Pest." An insect, rodent, nematode, fungus, weed or other  
27 form of terrestrial or aquatic plant or animal life or virus,  
28 bacteria or other microorganism, except viruses, bacteria or  
29 other microorganisms on or in living man or other living  
30 animals, declared to be a pest under section 25(c)(1) of the

1 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.  
2 163, 7 U.S.C. § 136w).

3 "Pesticide." A substance or mixture of substances intended  
4 for preventing, destroying, repelling or mitigating a pest and a  
5 substance or mixture of substances intended for use as a plant  
6 regulator, defoliant or desiccant.

7 "School." A school district, an intermediate unit, an area  
8 [vocational-technical] career and technical school or any of  
9 these entities acting jointly.

10 Section 772.2. Notification of Pesticide Treatments at  
11 Schools.--\* \* \*

12 (e) The following words and phrases when used in this  
13 section shall have the meanings given to them in this subsection  
14 unless the context clearly indicates otherwise:

15 "Applicator." A certified applicator, commercial applicator  
16 or public applicator.

17 "Certified applicator." An individual who is certified under  
18 section 16.1, 17 or 17.1 of the act of March 1, 1974 (P.L.90,  
19 No.24), known as the "Pennsylvania Pesticide Control Act of  
20 1973," as competent to use or supervise the use or application  
21 of any pesticide.

22 "Commercial applicator." A certified applicator, whether or  
23 not he is a private applicator with respect to some uses, who  
24 uses or supervises the use of any pesticide on the property or  
25 premises of another or on easements granted under State law, or  
26 any applicator who uses or supervises the use of any restricted-  
27 use pesticide on property owned or rented by him or his  
28 employer, when not for purposes of producing an agricultural  
29 product. The secretary may by regulation deem certain types of  
30 applicators using any pesticide on their own property or that of

1 their employer as commercial applicators.

2 "Department." The Department of Agriculture of the  
3 Commonwealth.

4 "Insect." Any of the numerous small invertebrate animals  
5 generally having a more or less obviously segmented body, for  
6 the most part belonging to the class Insecta, comprising six-  
7 legged, usually winged forms, as, for example, beetles, bugs,  
8 bees and flies, and to other allied classes of arthropods whose  
9 members are wingless and usually have more than six (6) legs,  
10 as, for example, spiders, mites, ticks, centipedes and wood  
11 lice.

12 "Nematode." An invertebrate animal of the phylum  
13 Nemathelminthes and class Nematoda, that is, unsegmented round  
14 worms with elongated, fusiform or saclike bodies covered with  
15 cuticle and inhabiting soil, water, plants or plant parts. The  
16 term includes nemas and eelworms.

17 "Person." An individual, partnership, association,  
18 corporation or any organized group of persons, whether  
19 incorporated or not.

20 "Pest." An insect, rodent, nematode, fungus, weed or other  
21 form of terrestrial or aquatic plant or animal life or virus,  
22 bacteria or other microorganism, except viruses, bacteria or  
23 other microorganisms on or in living man or other living  
24 animals, declared to be a pest under section 25(c)(1) of the  
25 Federal Insecticide, Fungicide, and Rodenticide Act (61 Stat.  
26 163, 7 U.S.C. § 136w).

27 "Pest control information sheet." A document which contains  
28 the date of treatment, the name, address and telephone number of  
29 the applicator, the pesticide utilized and any other information  
30 that is required by the Secretary of Agriculture.

1 "Pesticide." A substance or mixture of substances intended  
2 for preventing, destroying, repelling or mitigating a pest and a  
3 substance or mixture of substances intended for use as a plant  
4 regulator, defoliant or desiccant.

5 "Pesticide application technician." An individual employed  
6 by a commercial applicator or governmental agency who, having  
7 met the competency requirements as set forth in the act of March  
8 1, 1974 (P.L.90, No.24), known as the "Pennsylvania Pesticide  
9 Control Act of 1973," is registered by the Secretary of  
10 Agriculture to apply pesticides under the direct supervision of  
11 a certified applicator.

12 "Public applicator." A certified applicator who applies  
13 pesticides as an employe of the Commonwealth or its  
14 instrumentalities or a local agency.

15 "School." A school district, an intermediate unit or an area  
16 [~~vocational-technical~~] career and technical school or any of  
17 these entities acting jointly.

18 Section 776.1. Child Day-Care Centers in School Buildings.--  
19 For purposes of the issuance or renewal of any license, or for  
20 inspections, under section 1007 of the act of June 13, 1967  
21 (P.L.31, No.21), known as the [~~"Public Welfare Code,"~~] "Human  
22 Services Code," child day-care centers operated for school-age  
23 children in public and private school buildings, buildings  
24 utilized by intermediate units or area [~~vocational-technical~~]  
25 career and technical school buildings which meet the physical  
26 site requirements provided for by the department shall be deemed  
27 to comply with any Department of [~~Public Welfare~~] Human Services  
28 child day-care service requirements or regulation concerning  
29 physical site requirements.

30 Section 909-A. [~~Vocational-Technical~~] Career and Technical

1 Education.--All powers and duties of county boards of school  
2 directors with respect to vocational-technical education are  
3 hereby transferred to intermediate unit boards of directors,  
4 effective July 1, 1971; and all Commonwealth payments  
5 theretofore paid to county boards of school directors on account  
6 of vocational-technical education shall thereafter be paid to  
7 intermediate unit boards of directors for career and technical  
8 education.

9 Section 914-A. Powers and Duties of the Intermediate Unit  
10 Board of Directors.--An intermediate unit board of directors  
11 shall have the power and its duty shall be:

12 \* \* \*

13 (16) To prepare and submit to the State Board [for  
14 Vocational] of Career and Technical Education proposals for  
15 arranging school districts of the intermediate unit into area  
16 [vocational-technical] career and technical attendance areas or  
17 any revisions thereof. A school district in an adjacent  
18 intermediate unit may be included in such proposed attendance  
19 area with the concurring approval of the board of school  
20 directors of the school district and the intermediate unit to  
21 which it belongs.

22 \* \* \*

23 Section 1089. Business Administrator.--\* \* \*

24 (f) For purposes of this section, the term "school entity"  
25 shall mean a school district, intermediate unit or an area  
26 [vocational-technical] career and technical school. The term  
27 "governing board" shall mean the board of directors or joint  
28 board of such entity.

29 Section 1101. Definitions.--As used in this article,

30 (1) The term "professional employe" shall include those who

1 are certificated as teachers, supervisors, supervising  
2 principals, principals, assistant principals, vice-principals,  
3 directors of [vocational] career and technical education, dental  
4 hygienists, visiting teachers, home and school visitors, school  
5 counselors, child nutrition program specialists, school  
6 librarians, school secretaries the selection of whom is on the  
7 basis of merit as determined by eligibility lists and school  
8 nurses.

9 \* \* \*

10 Section 1113. Transferred Programs and Classes.--\* \* \*

11 (d) (1) As used in this section, the term "school entity"  
12 or "school entities" shall mean an intermediate unit and its  
13 participating school districts or an area [vocational-technical]  
14 career and technical school and its sending school districts.

15 \* \* \*

16 Section 1123. Rating System.--\* \* \*

17 (e) Notwithstanding subsections (b), (c) and (d),  
18 professional employes and temporary professional employes  
19 serving as classroom teachers, principals and nonteaching  
20 professional employes may be evaluated through the use of a  
21 rating tool developed by an individual school district,  
22 intermediate unit or area [vocational-technical] career and  
23 technical school that the department has approved as meeting or  
24 exceeding the measures of effectiveness established under this  
25 section.

26 \* \* \*

27 (i) All school districts, intermediate units and area  
28 [vocational-technical] career and technical schools shall  
29 provide to the department the aggregate results of all  
30 professional employe and temporary professional employe,

1 principal and nonteaching professional employe evaluations.

2 \* \* \*

3 (n) The requirements of this section shall apply to all  
4 school districts, intermediate units and area [vocational-  
5 technical] career and technical schools.

6 (o) For purposes of this section:

7 \* \* \*

8 (2) The term "chief school administrator" shall include  
9 individuals who are employed as a school district  
10 superintendent, an executive director of an intermediate unit or  
11 a chief school administrator of an area [vocational-technical]  
12 career and technical school.

13 \* \* \*

14 (8) The term "principal" shall include a building principal,  
15 an assistant principal, a vice principal or a director of  
16 [vocational] career and technical education.

17 \* \* \*

18 Section 1141. Definitions.--For the purposes of this  
19 subdivision.--

20 (1) "Teacher" shall include all professional employes and  
21 temporary professional employes, who devote fifty per centum  
22 (50%) of their time, or more, to teaching or other direct  
23 educational activities, such as classroom teachers,  
24 demonstration teachers, museum teachers, counsellors,  
25 librarians, school nurses, dental hygienists, home and school  
26 visitors, and other similar professional employes and temporary  
27 professional employes, certificated in accordance with the  
28 qualifications established by the State Board of Education.

29 (2) "Service increments" shall mean increases in annual  
30 salary granted to all professional employes by reason of their

1 years of service in the school district or [vocational] career  
2 and technical school district.

3 (3) "Standard certificate" shall mean any one of the  
4 following certificates: permanent State certificate, State  
5 Normal School certificate, State Normal School diploma,  
6 temporary standard certificate, permanent standard certificate,  
7 State standard limited certificate, temporary extension standard  
8 certificate, permanent extension standard certificate.

9 (4) "College certificate" shall mean a college provisional  
10 certificate, a college permanent certificate, or its equivalent.

11 (5) "Master's Degree" shall mean a degree secured at a  
12 college or university approved by the Department of [Public  
13 Instruction] Education.

14 The State Board of Education shall establish equivalents for  
15 both college certificates and master's degrees. In determining  
16 the equivalents, in the case of teachers of applied arts and  
17 [vocational] career and technical subjects, the State Board of  
18 Education shall give due consideration to practical experience  
19 in the field taught.

20 Section 1142. Minimum Salaries and Increments.--(a) Except  
21 as hereinafter otherwise provided, all school districts and  
22 [vocational] career and technical school districts shall pay all  
23 regular and temporary teachers, supervisors, directors and  
24 coordinators of [vocational] career and technical education,  
25 psychologists, teachers of classes for exceptional children,  
26 supervising principals, [vocational] career and technical  
27 teachers, and principals in the public schools of the district  
28 the minimum salaries and increments for the school year 1968-  
29 1969 and each school year thereafter, as provided in the  
30 following tabulation in accordance with the column in which the

1 professional employe is grouped and the step which the  
2 professional employe has attained by years of experience within  
3 the school district each step after step 1 constituting one year  
4 of service. When a school district, by agreement, places a  
5 professional employe on a step in the salary scale, each step  
6 thereafter shall constitute one year of service. When a district  
7 adopts a salary scale in excess of the mandated scale, it shall  
8 not be deemed to have altered or increased the step which the  
9 employe has gained through years of service.

10 (b) Professional employes shall be grouped in the following  
11 columns:

12 Class A. Teachers holding a standard certificate valid for  
13 the subject or grades in which the teacher is giving  
14 instruction.

15 Class B. Teachers holding a college certificate valid for the  
16 subjects or grades in which the teacher is giving instruction.

17 Class C. Teachers of classes approved by the Department of  
18 [Public Instruction] Education for exceptional children holding  
19 a standard certificate valid for the subjects or grades in which  
20 the teacher is giving instruction.

21 Class D. Teachers of classes approved by the Department of  
22 [Public Instruction] Education for exceptional children holding  
23 a college certificate valid for the subjects or grades in which  
24 the teacher is giving instruction.

25 Class E. Supervisors, directors and coordinators of  
26 [vocational] career and technical education, who devote one-half  
27 or more of their time to supervision of instruction, and  
28 psychologists, holding a standard or college certificate.

29 Class F. Principals, who devote one-half or more of their  
30 time to supervision and administration and having less than

1 twenty (20) teachers under their supervision, who hold a  
2 standard certificate, or college certificate.

3 Class G. Such principals, having twenty (20) or more  
4 teachers under their supervision, but less than forty (40), and  
5 who hold a standard certificate, or college certificate.

6 Class H. Such principals, having forty (40) or more teachers  
7 under there supervision, but less than sixty (60), and who hold  
8 a standard certificate, or college certificate.

9 Class I. Such principals, having sixty (60) or more but less  
10 than eighty (80) teachers under their supervision, and who hold  
11 a standard certificate, or college certificate.

12 Class J. Such principals, having eighty (80) or more  
13 teachers under their supervision, and who hold a standard  
14 certificate, or college certificate.

15 Class K. Supervising principals, having less than forty (40)  
16 teachers under their supervision, and who hold a standard  
17 certificate, or college certificate.

18 Class L. Supervising principals, having forty (40) or more  
19 teachers under their supervision, but less than sixty (60), who  
20 hold a standard certificate, or college certificate.

21 Class M. Supervising principals, having sixty (60) or more  
22 but less than eighty (80) teachers under their supervision, and  
23 who hold a standard certificate, or college certificate.

24 Class N. Supervising principals, having eighty (80) or more  
25 but less than one hundred (100) teachers under their  
26 supervision, and who hold a standard certificate, or college  
27 certificate.

28 Class O. Supervising principals, having one hundred (100) or  
29 more teachers under their supervision, and who hold a standard  
30 certificate or college certificate.

1 Class P. [Vocational] Career and technical teachers, holding  
2 a standard or college certificate valid for the subjects or  
3 grades in which the teacher is giving instruction, and who is  
4 employed for the entire calendar year because of seasonal  
5 activities.

6 \* \* \*

7 Section 1142.1. Minimum Salaries for Teachers.--\* \* \*

8 (d) For purposes of this section, the following terms shall  
9 have the following meanings:

10 "Board of school directors" shall mean board of school  
11 directors, intermediate unit board of directors and area  
12 [vocational-technical] career and technical board.

13 "School district" shall mean school district, intermediate  
14 unit and area [vocational-technical] career and technical  
15 school.

16 "Teacher" shall mean classroom teachers and all others  
17 included within the definition of "teacher" in section 1141,  
18 including speech correctionists and instructional department  
19 chairmen employed by a school district.

20 Section 1144.1. Teachers of Applied Arts and [Vocational]  
21 Career and Technical Subjects.--Teachers of applied arts and  
22 [vocational] career and technical subjects who hold a standard  
23 certificate shall be entitled to the same minimum salary and  
24 increments as teachers who hold a college certificate.

25 Teachers of applied arts and [vocational] career and  
26 technical subjects who hold a standard certificate and have  
27 earned an additional thirty (30) semester hours of credit in  
28 professional education in the teaching field in which said  
29 teacher is engaged or related thereto shall be entitled to the  
30 same minimum salary and increments as teachers holding a

1 Master's Degree.

2 Section 1145. Minimum Salaries for Teachers With Emergency  
3 Certificates.--In all school districts [and vocational school  
4 districts], the minimum annual salary of teachers, who hold only  
5 emergency certificates for any grade or subject which they  
6 teach, shall be one thousand six hundred dollars (\$1600).

7 Section 1146. Part-time Teachers, etc.--The minimum salary  
8 of all part-time teachers, supervisors and principals shall be  
9 as follows:

10 \* \* \*

11 (4) [Vocational] Career and Technical Extension Education.

12 (a) Teachers and supervisors in approved programs of  
13 [vocational] career and technical adult extension education,  
14 four dollars (\$4.00) per hour.

15 (b) All part-time teachers and supervisors in approved  
16 [vocational] career and technical extension education shall be  
17 limited to a maximum of ten (10) hours per week at the rate of  
18 four dollars (\$4.00) per hour. When hours in excess of ten (10)  
19 hours per week are assigned the hourly rate shall be adjusted by  
20 the district to conform with the established schedule but shall  
21 be not less than one dollar and seventy-five cents (\$1.75) per  
22 hour.

23 \* \* \*

24 Section 1164. Compensation Plans for School  
25 Administrators.--(a) As used in this section, the following  
26 words will have the following meanings:

27 "Administrative compensation" shall mean administrator  
28 salaries and fringe benefits and shall include any board  
29 decision that directly affects administrator compensation such  
30 as administrative evaluation and early retirement programs.

1 "School administrator" shall mean any employe of the school  
2 entity below the rank of district superintendent, executive  
3 director, director of [vocational-technical] career and  
4 technical school, assistant district superintendent or assistant  
5 executive director, but including the rank of first level  
6 supervisor, who by virtue of assigned duties is not in a  
7 bargaining unit of public employes as created under the act of  
8 July 23, 1970 (P.L.563, No.195), known as the "Public Employe  
9 Relations Act." However, this definition shall not apply to  
10 anyone who has the duties and responsibilities of the position  
11 of business manager or personnel director, but not to include  
12 principals.

13 "School employer" shall mean a board of school directors, the  
14 area [vocational-technical] career and technical school board of  
15 directors or the intermediate unit board of school directors as  
16 defined in this act.

17 \* \* \*

18 Section 1166. Persons Entitled.--(a) Any person employed in  
19 the public school system of this Commonwealth who has completed  
20 ten (10) years of satisfactory service as a professional employe  
21 or member of the supervisory, instructional or administrative  
22 staff, or as a commissioned officer, of any board of school  
23 directors, county board of school directors, or any other part  
24 of the public school system of the Commonwealth, shall be  
25 entitled to a leave of absence for professional development or a  
26 sabbatical leave for restoration of health or, at the discretion  
27 of the board of school directors, for other purposes. At least  
28 five consecutive years of such service shall have been in the  
29 school district from which leave of absence for professional  
30 development or sabbatical leave for restoration of health is

1 sought, unless the board of school directors shall in its  
2 discretion allow a shorter time: Provided, however, That in the  
3 case of professional employes of area [vocational-technical]  
4 career and technical schools or technical institutes prior  
5 service in the participating school districts shall be credited  
6 toward such service requirement. A leave of absence for  
7 professional development or sabbatical leave for restoration of  
8 health shall be for a half or full school term or for two half  
9 school terms during a period of two years, at the option of such  
10 person: Provided, however, if a sabbatical leave is requested  
11 because of the illness of an employe, a leave shall be granted  
12 for a period equivalent to a half or full school term or  
13 equivalent to two half school terms during a period of two  
14 years: Provided further, That if a sabbatical leave for  
15 restoration of health or a leave of absence for professional  
16 development for one half school term or its equivalent has been  
17 granted and the employe is unable to return to school service  
18 because of illness or physical disability, the employe, upon  
19 written request prior to the expiration of the original leave,  
20 shall be entitled to a further leave for one half school term or  
21 its equivalent: Provided further, That if a leave for a full  
22 school term or its equivalent has been granted and the employe  
23 is unable to return to school service because of illness or  
24 physical disability, the board of school directors may extend  
25 such leave for such periods as it may determine but not to  
26 exceed one full school term or its equivalent. Thereafter, one  
27 leave of absence for professional development or a sabbatical  
28 leave for restoration of health shall be allowed after each  
29 seven years of service.

30 \* \* \*

1 Section 1176. Leave of Absence.--

2 (a) Any employe of any school district, who shall have been  
3 regularly employed by any school district or [vocational school  
4 district] career and technical school for any period, and who  
5 shall volunteer for military service in the armed forces of the  
6 United States of America in time of war or during a state of  
7 national emergency or who shall be inducted for military service  
8 in the Armed Forces of the United States of America at any time,  
9 shall, within thirty (30) days after the receipt of notice to  
10 report for duty, send a copy of such notice to the secretary of  
11 the school board by which he is employed.

12 \* \* \*

13 Section 1195. Distinguished Educators Program.--\* \* \*

14 (h) Any school district, intermediate unit or area  
15 [~~vocational-technical~~] career and technical school may grant  
16 leave to a Distinguished Educator to serve under and in  
17 accordance with the provisions of this article.

18 \* \* \*

19 Section 11. The definition of "school entity" in section  
20 1101-A of the act is amended to read:

21 Section 1101-A. Definitions.--When used in this article, the  
22 following words and phrases shall have the following meanings:

23 \* \* \*

24 "School entity" shall mean a public school district,  
25 intermediate unit or area [~~vocational-technical~~] career and  
26 technical school.

27 \* \* \*

28 Section 12. The definition of "public school" in section  
29 1101-B of the act is amended to read:

30 Section 1101-B. Definitions.

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

4 \* \* \*

5 "Public school." A school operated by a school district,  
6 intermediate unit, charter school, cyber charter school or an  
7 area [vocational-technical] career and technical school.

8 Section 13. Sections 1105-B(c) (1) (i), 1201.1(a) introductory  
9 paragraph, (2), (5) and (7) and 1204.1(a) of the act are amended  
10 to read:

11 Section 1105-B. Repayment.

12 \* \* \*

13 (c) Waiver of repayment.--Upon the application of the  
14 eligible teacher, the department:

15 (1) Shall waive the repayment requirement if the  
16 department finds that the teacher was unable to complete the  
17 process or meet the requirements of section 1104-B(b) due to:

18 (i) administrative action on the part of the school  
19 district or area [vocational-technical] career and  
20 technical school for other than causes enumerated in  
21 section 1122;

22 \* \* \*

23 Section 1201.1. Substitute Teaching Permit for Prospective  
24 Teachers.--(a) An individual who does not hold a certificate  
25 under section 1201 shall be eligible to teach as a substitute in  
26 a school district, an area [vocational-technical] career and  
27 technical school or an intermediate unit provided that:

28 \* \* \*

29 (2) The chief school administrator of a school district, an  
30 area [vocational-technical] career and technical school or an

1 intermediate unit may issue a Substitute Teaching Permit for  
2 Prospective Teachers to an uncertified individual meeting the  
3 requirements of clause (1) who provides verification of the  
4 individual's enrollment status under paragraph (1)(i) and  
5 completed hours under paragraph (1)(ii).

6 \* \* \*

7 (5) The individual shall receive a salary fixed by the  
8 governing body of the school district, area [vocational-  
9 technical] career and technical school or intermediate unit.

10 \* \* \*

11 (7) The Department of Education shall provide an annual  
12 report on the use of the permits under this section to the  
13 chairperson and minority chairperson of the Education Committee  
14 of the Senate and the chairperson and minority chairperson of  
15 the Education Committee of the House of Representatives. To  
16 complete the report, the department shall annually survey school  
17 districts, [vocational-technical] career and technical schools  
18 and intermediate units.

19 \* \* \*

20 Section 1204.1. Standard Employment Application.--(a) The  
21 Secretary of Education, in consultation with organizations  
22 representing school administrators, including personnel  
23 administrators, teachers and school boards, shall develop a  
24 standard employment application form for use by individuals  
25 eligible for or in possession of instructional, [vocational]  
26 career and technical instructional, intern or [vocational]  
27 career and technical intern teaching certificates in making  
28 application for employment with school districts within this  
29 Commonwealth.

30 \* \* \*

1 Section 14. Section 1204.2 of the act, amended June 22, 2018  
2 (P.L.241, No.39), is amended to read:

3 Section 1204.2. [Vocational] Career and Technical  
4 Instructional Certificate.--(a) The Secretary of Education may  
5 grant a certificate under this section to every person who  
6 presents to the Department of Education satisfactory evidence of  
7 good moral character and who has completed such work in  
8 [vocational] career and technical education as may be required  
9 by the standards of the State Board of Education.

10 (b) In addition to other requirements promulgated by the  
11 State Board of Education, the State Board of Education shall  
12 require an applicant to present evidence of at least four (4)  
13 years of wage-earning experience in the occupation to be taught  
14 in order for the Secretary of Education to grant the applicant a  
15 [Vocational] Career and Technical Intern Certificate under 22  
16 Pa. Code § 49.151 (relating to eligibility and criteria).

17 (c) Notwithstanding any other requirement promulgated by the  
18 State Board of Education, the State Board of Education shall not  
19 require an applicant to have completed more than eighteen (18)  
20 credit hours in an approved program of [vocational] career and  
21 technical teacher education in order for the Secretary of  
22 Education to grant the applicant a [Vocational] Career and  
23 Technical Instructional I Certificate under 22 Pa. Code § 49.142  
24 (relating to Vocational Instructional I), which certificate  
25 shall entitle the individual to teach for eight (8) annual  
26 school terms.

27 (d) Notwithstanding any other requirement promulgated by the  
28 State Board of Education, the State Board of Education shall not  
29 require an applicant to have completed more than sixty (60)  
30 total credit hours in an approved program of [vocational] career

1 and technical teacher education in order for the Secretary of  
2 Education to grant the applicant a [Vocational] Career and  
3 Technical Instructional II Certificate under 22 Pa. Code §  
4 49.143 (relating to Vocational Instructional II). Credit hours  
5 in an approved program of [vocational] career and technical  
6 teacher education completed by the applicant toward the  
7 fulfillment of the requirements for a [Vocational] Career and  
8 Technical Instructional I Certificate shall be counted toward  
9 the total credit hours required for a [Vocational] Career and  
10 Technical Instructional II Certificate.

11 (e) The Department of Education shall form a professional  
12 advisory committee for the purposes of reviewing [vocational]  
13 career and technical instructional certification program  
14 guidelines every five (5) years to ensure that the requirements  
15 for program design and delivery pertain to the professional  
16 responsibilities of a [vocational] career and technical  
17 educator. The professional advisory committee shall, at a  
18 minimum, include representatives whose primary responsibility is  
19 teaching occupational skills in State-approved [vocational]  
20 career and technical education programs.

21 Section 15. Sections 1205.1(f) (2), 1205.2(n.1) (2) and (o),  
22 1205.4(d), 1205.5(g) and (h) (2), 1205.6(b), 1207.1(d) (1)  
23 introductory paragraph, 1217(a) (2) (i) and (c) and 1317.2(a),  
24 (b), (c), (e) and (f) introductory paragraph of the act are  
25 amended to read:

26 Section 1205.1. Continuing Professional Development.--\* \* \*

27 (f) \* \* \*

28 (2) Notwithstanding this subsection, the provisions of  
29 sections 1003(a) (3) and (c) and 1207.1(d) (1) (iv) requiring that  
30 candidates for appointment as a district superintendent or

1 assistant district superintendent and candidates for  
2 administrative and [vocational] career and technical director  
3 certificates complete a leadership development program that  
4 meets the Pennsylvania school leadership standards under section  
5 1217 shall not be suspended.

6 Section 1205.2. Program of Continuing Professional  
7 Education.--\* \* \*

8 (n.1) \* \* \*

9 (2) Notwithstanding this subsection, the provisions of  
10 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that  
11 candidates for appointment as a district superintendent or  
12 assistant district superintendent and candidates for  
13 administrative and [vocational] career and technical director  
14 certificates complete a leadership development program that  
15 meets the Pennsylvania school leadership standards under section  
16 1217 shall not be suspended.

17 \* \* \*

18 (o) Definitions.--As used in this section, the following  
19 words and phrases shall have the meanings given to them in this  
20 subsection:

21 "Approved provider" is an institution of higher education,  
22 school entity, individual, corporation, partnership, limited  
23 liability company or association approved by the department to  
24 provide continuing professional education credits or hours under  
25 this section. Provided, a school entity may approve a provider  
26 of continuing professional education credits or hours in  
27 accordance with department guidelines.

28 "Area of a professional educator's assignment or  
29 certification" shall mean any component of the education  
30 profession as it relates to the current job title or description

1 of the professional educator or to any area of certification  
2 listed on the professional employe's Pennsylvania certification  
3 or to the type of certificate or endorsement held by the  
4 professional educator.

5 "Collegiate studies" shall mean a formal program or course of  
6 study at an institution of higher education leading to the award  
7 of academic credit.

8 "Compliance period" shall mean the period of time in which a  
9 professional educator must satisfactorily complete continuing  
10 professional education as required under subsection (a) and  
11 which concludes every five years beginning:

12 (1) July 1, 2000, for those professional educators who were  
13 issued a State certificate prior to July 1, 2000; or

14 (2) on the date on which the professional educator is issued  
15 a State certificate for those professional educators who were  
16 certified after July 1, 2000.

17 "Continuing professional education courses" shall mean  
18 courses for credit, other than collegiate studies, conducted by  
19 providers approved by the department.

20 "Professional educator" shall mean an individual who holds a  
21 Pennsylvania teacher, educational specialist or administrative  
22 certification or letter of eligibility.

23 "School entity" shall mean a school district, an intermediate  
24 unit, a joint school district, an area [vocational-technical]  
25 career and technical school, a charter school[, the Scotland  
26 School for Veterans' Children] and the Scranton School for the  
27 Deaf or any of these acting jointly.

28 Section 1205.4. CPR Instruction.--\* \* \*

29 (d) For purposes of this section, a school entity shall be  
30 defined as a local school district, intermediate unit or area

1 [vocational-technical] career and technical school.

2 Section 1205.5. Continuing Professional Education for School  
3 or System Leaders.--\* \* \*

4 (g) For the purpose of this section, the term "school or  
5 system leader" shall mean an individual who serves on a  
6 certificate as a principal, vice principal, assistant principal,  
7 superintendent, assistant superintendent, intermediate unit  
8 executive director, assistant intermediate unit executive  
9 director or director of an area [vocational-technical] career  
10 and technical school.

11 (h) \* \* \*

12 (2) Notwithstanding this subsection, the provisions of  
13 sections 1003(a)(3) and (c) and 1207.1(d)(1)(iv) requiring that  
14 candidates for appointment as a district superintendent or  
15 assistant district superintendent and candidates for  
16 administrative and [vocational] career and technical director  
17 certificates complete a leadership development program that  
18 meets the Pennsylvania school leadership standards under section  
19 1217 shall not be suspended.

20 Section 1205.6. Child Abuse Recognition and Reporting  
21 Training.--\* \* \*

22 (b) Definitions.--As used in this section, the following  
23 words and phrases shall have the meanings given to them in this  
24 subsection unless the context clearly indicates otherwise:

25 "Abuse." Conduct that falls under the purview and reporting  
26 requirements of 23 Pa.C.S. Ch. 63 (relating to child protective  
27 services) and is directed toward or against a child or student,  
28 regardless of the age of the child or student.

29 "Direct contact with children." The possibility of care,  
30 supervision, guidance or control of children or routine

1 interaction with children.

2 "School entity." A public school, charter school, cyber  
3 charter school, private school, nonpublic school, intermediate  
4 unit or area [vocational-technical] career and technical school.

5 "Sexual misconduct." Any act, including, but not limited to,  
6 any verbal, nonverbal, written or electronic communication or  
7 physical activity, directed toward or with a child or student  
8 that is designed to establish a romantic or sexual relationship  
9 with the child or student. Such acts include, but are not  
10 limited to:

11 (1) Sexual or romantic invitation.

12 (2) Dating or soliciting dates.

13 (3) Engaging in sexualized or romantic dialog.

14 (4) Making sexually suggestive comments.

15 (5) Self-disclosure or physical exposure of a sexual,  
16 romantic or erotic nature.

17 (6) Any sexual, indecent, romantic or erotic contact with  
18 the child or student.

19 Section 1207.1. Postbaccalaureate Certification.--\* \* \*

20 (d) (1) Notwithstanding any other provision of law, no  
21 person shall be granted an administrative certificate or a  
22 [vocational] career and technical director certificate by the  
23 Department of Education unless:

24 \* \* \*

25 Section 1217. Pennsylvania School Leadership Standards.--(a)  
26 Programs provided under section 1205.5(c) and (d) to prepare  
27 school or system leaders and for purposes of issuing  
28 administrator certificates or letters of eligibility and  
29 approved programs for the induction and continuing professional  
30 education of school or system leaders shall address:

1 \* \* \*

2 (2) The following corollary standards:

3 (i) Creating a culture of teaching and learning with an  
4 emphasis on learning, including teaching and learning in  
5 manufacturing and [vocational] career and technical fields.

6 \* \* \*

7 (c) For the purpose of this section, the term "school or  
8 system leader" shall mean an individual who serves on a  
9 certificate as a principal, vice principal, assistant principal,  
10 superintendent, assistant superintendent, intermediate unit  
11 executive director, assistant intermediate unit executive  
12 director or director of an area [vocational-technical] career  
13 and technical school.

14 Section 1317.2. Possession of Weapons Prohibited.--(a)  
15 Except as otherwise provided in this section, a school district  
16 or area [vocational-technical] career and technical school shall  
17 expel, for a period of not less than one year, any student who  
18 is determined to have brought onto or is in possession of a  
19 weapon on any school property, any school-sponsored activity or  
20 any public conveyance providing transportation to a school or  
21 school-sponsored activity.

22 (b) Every school district and area [vocational-technical]  
23 career and technical school shall develop a written policy  
24 regarding expulsions for possession of a weapon as required  
25 under this section. Expulsions shall be conducted pursuant to  
26 all applicable regulations.

27 (c) The superintendent of a school district or an  
28 administrative director of an area [vocational-technical] career  
29 and technical school may recommend modifications of such  
30 expulsion requirements for a student on a case-by-case basis.

1 The superintendent or other chief administrative officer of a  
2 school entity shall, in the case of an exceptional student, take  
3 all steps necessary to comply with the Individuals with  
4 Disabilities Education Act (Public Law 91-230, 20 U.S.C. § 1400  
5 et seq.).

6 \* \* \*

7 (e) Nothing in this section shall be construed as limiting  
8 the authority or duty of a school or area [vocational-technical]  
9 career and technical school to make an alternative assignment or  
10 provide alternative educational services during the period of  
11 expulsion.

12 \* \* \*

13 (f) All school districts and area [vocational-technical]  
14 career and technical schools shall report all incidents  
15 involving possession of a weapon prohibited by this section as  
16 follows:

17 \* \* \*

18 Section 16. The definition of "educational entity" in  
19 section 1326 of the act, amended June 22, 2018 (P.L.241, No.39),  
20 is amended to read:

21 Section 1326. Definitions.--When used in this article, the  
22 following words and phrases shall have the following meanings:

23 \* \* \*

24 "Educational entity" shall mean a public school district,  
25 charter school, regional charter school, cyber charter school or  
26 area [vocational-technical] career and technical school.

27 \* \* \*

28 Section 17. Sections 1327(a), 1361(1) and 1381 of the act  
29 are amended to read:

30 Section 1327. Compulsory School Attendance.--(a) Except as

1 hereinafter provided, every child of compulsory school age  
2 having a legal residence in this Commonwealth, as provided in  
3 this article, and every migratory child of compulsory school  
4 age, is required to attend a day school in which the subjects  
5 and activities prescribed by the standards of the State Board of  
6 Education are taught in the English language. In lieu of such  
7 school attendance, any child fifteen years of age with the  
8 approval of the district superintendent and the approval of the  
9 Secretary of Education, and any child sixteen years of age with  
10 the approval of the district superintendent of schools, may  
11 enroll as a day student in a private trade school or in a  
12 private business school licensed by the Department of Education,  
13 or in a trade or business school, or department operated by a  
14 local school district or districts. Such modified program  
15 offered in a public school must meet the standards prescribed by  
16 the State Board of Education or the State Board [for Vocational]  
17 of Career and Technical Education. Except as hereinafter  
18 provided, every parent, guardian, or other person having control  
19 or charge of any child or children of compulsory school age is  
20 required to send such child or children to a day school in which  
21 the subjects and activities prescribed by the standards of the  
22 State Board of Education are taught in the English language.  
23 Such parent, guardian, or other person having control or charge  
24 of any child or children, fifteen or sixteen years of age, in  
25 accordance with the provisions of this act, may send such child  
26 or children to a private trade school or private business school  
27 licensed by the Department of Education, or to a trade or  
28 business school, or department operated by a local school  
29 district or districts. Such modified program offered in a public  
30 school must meet the standards prescribed by the State Board of

1 Education or the State Board [for Vocational] of Career and  
2 Technical Education. Such child or children shall attend such  
3 school continuously through the entire term, during which the  
4 public schools in their respective districts shall be in  
5 session, or in cases of children of migrant laborers during the  
6 time the schools are in session in the districts in which such  
7 children are temporarily domiciled. The financial responsibility  
8 for the education of such children of migrant laborers shall  
9 remain with the school district in which such children of  
10 migrant laborers are temporarily domiciled; except in the case  
11 of special schools or classes conducted by an intermediate unit  
12 and approved by the Department of Education or conducted by the  
13 Department of Education. The certificate of any principal or  
14 teacher of a private school, or of any institution for the  
15 education of children, in which the subjects and activities  
16 prescribed by the standards of the State Board of Education are  
17 taught in the English language, setting forth that the work of  
18 said school is in compliance with the provisions of this act,  
19 shall be sufficient and satisfactory evidence thereof. Regular  
20 daily instruction in the English language, for the time herein  
21 required, by a properly qualified private tutor, shall be  
22 considered as complying with the provisions of this section. For  
23 the purposes of this section, "properly qualified private tutor"  
24 shall mean a person who is certified by the Commonwealth of  
25 Pennsylvania to teach in the public schools of Pennsylvania; who  
26 is teaching one or more children who are members of a single  
27 family; who provides the majority of the instruction to such  
28 child or children; and who is receiving a fee or other  
29 consideration for such instructional services. No person who  
30 would be disqualified from school employment by the provisions

1 of subsection (e) of section 111 may be a private tutor, as  
2 provided for in this section. The private tutor must file a copy  
3 of his Pennsylvania certification and the required criminal  
4 history record with the student's district of residence  
5 superintendent.

6 \* \* \*

7 Section 1361. When Provided.--(1) The board of school  
8 directors in any school district may, out of the funds of the  
9 district, provide for the free transportation of any resident  
10 pupil to and from the kindergarten, elementary school, or  
11 secondary school in which he is lawfully enrolled, provided that  
12 such school is not operated for profit and is located within the  
13 district boundaries or outside the district boundaries at a  
14 distance not exceeding ten miles by the nearest public highway,  
15 except that such ten-mile limit shall not apply to area  
16 [vocational technical] career and technical schools which  
17 regularly serve eligible district pupils or to special schools  
18 and classes approved by the Department of Education, and to and  
19 from any points within or without the Commonwealth in order to  
20 provide field trips for any purpose connected with the  
21 educational pursuits of the pupils. When provision is made by a  
22 board of school directors for the transportation of public  
23 school pupils to and from such schools or to and from any points  
24 within or without the Commonwealth in order to provide field  
25 trips as herein provided, the board of school directors shall  
26 also make identical provision for the free transportation of  
27 pupils who regularly attend nonpublic kindergarten, elementary  
28 and high schools not operated for profit to and from such  
29 schools or to and from any points within or without the  
30 Commonwealth in order to provide field trips as herein provided.

1 Such transportation of pupils attending nonpublic schools shall  
2 be provided during regular school hours on such dates and  
3 periods that the nonpublic school not operated for profit is in  
4 regular session, according to the school calendar officially  
5 adopted by the directors of the same in accordance with  
6 provisions of law. The board of school directors shall provide  
7 such transportation whenever so required by any of the  
8 provisions of this act or of any other act of Assembly.

9 \* \* \*

10 Section 1381. Higher Education for Blind or Deaf Students.--  
11 The Department of [Public Instruction] Education is authorized  
12 to make provision for defraying the necessary expense of any  
13 students who are blind or deaf and are regularly enrolled  
14 students pursuing any course of study, profession, art, or  
15 science in any university, college, conservatory of music,  
16 normal, professional, or [vocational] career and technical  
17 school approved by the Department of [Public Instruction]  
18 Education, and who are residents of [the] this Commonwealth.  
19 Before any contract is entered into, the Department of [Public  
20 Instruction] Education shall make a careful investigation of all  
21 circumstances surrounding the case. If, after such  
22 investigation, it appears that any [blind or deaf] student who  
23 is deaf or blind who desires to attend any such school or  
24 institution, or who is attending such school or institution,  
25 seems to be fitted for special work, the Department of [Public  
26 Instruction] Education is authorized to expend the necessary  
27 amount, out of the general sum appropriated for this purpose,  
28 not to exceed five hundred dollars (\$500) per year for each such  
29 [blind or deaf] student who is deaf or blind.

30 Section 18. The definitions of "chief school administrator"

1 and "school entity" in section 1301-A of the act are amended to  
2 read:

3 Section 1301-A. Definitions.--As used in this article,

4 "Chief school administrator" shall mean the superintendent of  
5 a public school district, superintendent of an area [~~vocational-~~  
6 ~~technical~~] career and technical school, executive director of an  
7 intermediate unit or chief executive officer of a charter  
8 school.

9 \* \* \*

10 "School entity" shall mean any public school district,  
11 intermediate unit, area [~~vocational-technical~~] career and  
12 technical school or charter school.

13 \* \* \*

14 Section 19. Sections 1414.1(d), 1414.2(j), 1414.3(e),  
15 1414.4(d), 1414.5(d), 1423(l), 1424(c) and 1505(e) of the act  
16 are amended to read:

17 Section 1414.1. Possession and Use of Asthma Inhalers and  
18 Epinephrine Auto-Injectors.--\* \* \*

19 (d) As used in this section, "school entity" means a school  
20 district, intermediate unit, charter school or area [~~vocational-~~  
21 ~~technical~~] career and technical school.

22 \* \* \*

23 Section 1414.2. School Access to Emergency Epinephrine.--\* \*  
24 \*

25 (j) As used in this section, "school entity" means a school  
26 district, intermediate unit, charter school, cyber charter  
27 school, regional charter school or area [~~vocational-technical~~]  
28 career and technical school.

29 Section 1414.3. Education of School Employes in Diabetes  
30 Care and Management.--\* \* \*

1 (e) For purposes of this section, "school entity" means a  
2 school district, intermediate unit, area [~~vocational-technical~~]  
3 career and technical school, charter school or cyber charter  
4 school.

5 Section 1414.4. Diabetes Care in Schools.--\* \* \*

6 (d) For purposes of this section:

7 "School bus" means a school bus as defined in 75 Pa.C.S. §  
8 102 (relating to definitions).

9 "School entity" means a school district, intermediate unit,  
10 area [~~vocational-technical~~] career and technical school, charter  
11 school or cyber charter school.

12 "School vehicle" means a school vehicle as defined in 75  
13 Pa.C.S. § 102.

14 Section 1414.5. Possession and Use of Diabetes Medication  
15 and Monitoring Equipment.--\* \* \*

16 (d) For purposes of this section, the following terms shall  
17 have the following meanings:

18 "School entity" means a school district, intermediate unit,  
19 area [~~vocational-technical~~] career and technical school, charter  
20 school or cyber charter school.

21 "Diabetes medication" means glucagon and insulin.

22 Section 1423. Automatic External Defibrillators.--\* \* \*

23 (l) As used in this section--

24 "Automatic external defibrillator" means a portable device  
25 that uses electric shock to restore a stable heart rhythm to an  
26 individual in cardiac arrest.

27 "Department" means the Department of Education of the  
28 Commonwealth.

29 "Nonpublic school" means a nonprofit school, other than a  
30 public school within this Commonwealth, wherein a resident of

1 this Commonwealth may legally fulfill the compulsory school  
2 attendance requirements of this act and which meets the  
3 applicable requirements of Title VI of the Civil Rights Act of  
4 1964 (Public Law 88-352, 78 Stat. 241).

5 "School building" means a building owned by or under the  
6 control of a school entity or nonpublic school where classes are  
7 taught or extracurricular activities are conducted on a regular  
8 basis.

9 "School entity" means an area [vocational-technical] career  
10 and technical school, a charter school, a cyber charter school,  
11 an intermediate unit or a school district.

12 "Secretary" means the Secretary of Education of the  
13 Commonwealth.

14 Section 1424. Cardiopulmonary Resuscitation.--\* \* \*

15 (c) As used in this section, "school entity" means an area  
16 [vocational-technical] career and technical school, a charter  
17 school, a cyber charter school, an intermediate unit, a  
18 nonpublic school or a school district.

19 Section 1505. Secretary Declaration of Emergencies.--\* \* \*

20 (e) As used in this section, the following words and phrases  
21 shall have the meanings given to them in this subsection unless  
22 the context clearly indicates otherwise:

23 "Charter school entity" shall mean a charter school, regional  
24 charter school or cyber charter school.

25 "Department" shall mean the Department of Education of the  
26 Commonwealth.

27 "School entity" shall mean a school district, area  
28 [vocational-technical] career and technical school or  
29 intermediate unit.

30 Section 20. Section 1517(f) of the act, amended November 6,

1 2017 (P.L.1142, No.55), is amended to read:

2 Section 1517. Fire and Emergency Evacuation Drills.--\* \* \*

3 (f) As used in this section, the following words and phrases  
4 shall have the meanings given to them in this subsection:

5 "Chief school administrator" shall mean the superintendent of  
6 a school district, superintendent of an area [~~vocational-~~  
7 ~~technical~~] career and technical school, executive director of an  
8 intermediate unit or chief executive officer of a charter school  
9 or regional charter school.

10 "School entity" shall mean an area [~~vocational-technical~~]  
11 career and technical school, school district, intermediate unit,  
12 charter school or regional charter school.

13 "School security drill" shall mean a planned exercise, other  
14 than a fire drill or natural disaster drill, designed to  
15 practice procedures to respond to an emergency situation that  
16 may include, but is not limited to, an act of terrorism, armed  
17 intruder situation or other violent threat.

18 Section 21. Sections 1526(d) and 1527(c) of the act are  
19 amended to read:

20 Section 1526. Youth Suicide Awareness and Prevention.--\* \* \*

21 (d) As used in this section, the following words and phrases  
22 shall have the meanings given to them in this subsection unless  
23 the context clearly indicates otherwise:

24 "Department." The Department of Education of the  
25 Commonwealth.

26 "Nonpublic school." A nonprofit school, other than a school  
27 entity, wherein a resident of this Commonwealth may legally  
28 fulfill the compulsory school attendance requirements of this  
29 act and which meets the requirements of Title VI of the Civil  
30 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

1 "Professional educator." As defined in section 1205.2(o).

2 "School entity." A school district, joint school district,  
3 charter school, regional charter school, cyber charter school,  
4 intermediate unit or area [~~vocational-technical~~] career and  
5 technical school.

6 "Secretary." The Secretary of Education of the Commonwealth.  
7 Section 1527. Child Exploitation Awareness Education.--\* \* \*

8 (c) As used in this section, the following words and phrases  
9 shall have the meanings given to them in this subsection unless  
10 the context clearly indicates otherwise:

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

13 "Nonpublic school." A nonprofit school, other than a school  
14 entity, wherein a resident of this Commonwealth may legally  
15 fulfill the compulsory school attendance requirements of this  
16 act and which meets the requirements of Title VI of the Civil  
17 Rights Act of 1964 (Public Law 88-352, 78 Stat. 241).

18 "Professional educator." As defined in section 1205.2(o).

19 "School entity." A school district, joint school district,  
20 charter school, regional charter school, cyber charter school,  
21 intermediate unit or area [~~vocational-technical~~] career and  
22 technical school.

23 "Secretary." The Secretary of Education of the Commonwealth.

24 Section 22. Sections 1549(e) and 1549.1(f)(3)(v) and (p) of  
25 the act, amended or added November 6, 2017 (P.L.1142, No.55),  
26 are amended to read:

27 Section 1549. Agricultural Education.--\* \* \*

28 (e) The following words and phrases when used in this  
29 section shall have the meanings given to them in this subsection  
30 unless the context clearly indicates otherwise:

1 "Department." The Department of Education of the  
2 Commonwealth.

3 "School entity." A public school district, intermediate unit  
4 or area [vocational-technical] career and technical school.

5 "Secretary." The Secretary of Education of the Commonwealth.  
6 Section 1549.1. Commission for Agricultural Education  
7 Excellence.--\* \* \*

8 (f) The commission shall consist of the following members:  
9 \* \* \*

10 (3) The following members jointly appointed by the Secretary  
11 of Education and the Secretary of Agriculture from lists  
12 submitted by the President pro tempore of the Senate and the  
13 Speaker of the House of Representatives, in consultation with  
14 the Majority Leader and Minority Leader of the Senate and the  
15 Majority Leader and Minority Leader of the House of  
16 Representatives:

17 \* \* \*

18 (v) Two teachers of [vocational] career and technical  
19 agriculture, one from a career and technical center and one from  
20 a school district.

21 \* \* \*

22 (p) The following words and phrases when used in this  
23 section shall have the meanings given to them in this subsection  
24 unless the context clearly indicates otherwise:

25 "Commission." The Commission for Agricultural Education  
26 Excellence established under this section.

27 "Farmer." A person who engages in activities, practices and  
28 procedures to produce and prepare for market poultry, livestock  
29 and their products or who engages in the production and  
30 harvesting of agricultural, agronomic, horticultural,

1 silvicultural and aquacultural crops and commodities and whose  
2 operation is conducted on not less than ten contiguous acres in  
3 area or, if less than ten contiguous acres in area, has an  
4 anticipated yearly gross income of at least ten thousand dollars  
5 (\$10,000).

6 "FFA." A career and technical student organization that  
7 encourages leadership, personal growth and career success  
8 through agricultural education.

9 "School entity." A public school district, intermediate unit  
10 or area [~~vocational-technical~~] career and technical school.

11 Section 23. Sections 1551(f), 1554(g) and 1503-A(a) and (c)  
12 (2) and (4) of the act are amended to read:

13 Section 1551. Economic Education and Personal Financial  
14 Literacy Programs.--\* \* \*

15 (f) The following words and phrases when used in this  
16 section shall have the meanings given to them in this  
17 subsection:

18 "Department." The Department of Education of the  
19 Commonwealth.

20 "Personal financial literacy." The integration of various  
21 factors relating to personal financial management, including  
22 understanding financial institutions, using money, learning to  
23 manage personal assets and liabilities, creating budgets and any  
24 other factors that may assist an individual in this Commonwealth  
25 to be financially responsible.

26 "School entity." A public school district, charter school,  
27 cyber charter school, intermediate unit or area [~~vocational-~~  
28 ~~technical~~] career and technical school.

29 "Secretary." The Secretary of Education of the Commonwealth.

30 Section 1554. Holocaust, Genocide and Human Rights

1 Violations Instruction.--\* \* \*

2 (g) For purposes of this section, the term "school entity"  
3 shall mean a school district, charter school, regional charter  
4 school, cyber charter school, intermediate unit or area  
5 [vocational-technical] career and technical school.

6 Section 1503-A. Basic Education Grants.--(a) Grants shall  
7 be allocated to school districts and to area [vocational-  
8 technical] career and technical schools by the department from  
9 funds appropriated for this purpose. A nonpublic school, an  
10 intermediate unit or local library may participate in the grant  
11 process through a partnership with a school district.

12 \* \* \*

13 (c) \* \* \*

14 (2) School districts, charter schools, area [vocational-  
15 technical] career and technical schools and intermediate units  
16 are eligible to apply for grants as prescribed by the  
17 department. Maximum grant awards will be established by the  
18 department based on a formula that considers the market  
19 value/income aid ratio and average daily membership. The  
20 department may establish matching requirements for grant  
21 recipients.

22 \* \* \*

23 (4) An applicant may collaborate or form a partnership with  
24 one or more of the following: a political subdivision, a school  
25 district, an area [vocational-technical] career and technical  
26 school, an intermediate unit, a nonpublic school, a local  
27 library, an independent institution of higher education, a  
28 State-owned institution, a State-related institution, a  
29 community education council or any other entity approved by the  
30 Department of Education.

1 Section 24. The definition of "school entity" in section  
2 1501-C of the act is amended to read:

3 Section 1501-C. Definitions.

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

7 \* \* \*

8 "School entity." Shall mean:

9 (1) For purposes of the Educational Support Services  
10 Program, any of the following located in this Commonwealth: a  
11 school district, intermediate unit, joint school district,  
12 area [~~vocational-technical~~] career and technical school,  
13 charter school, independent school, licensed private academic  
14 school, accredited school, a school registered under section  
15 1327(b) [~~, the Scotland School for Veterans' Children~~] or the  
16 Scranton School for the Deaf.

17 (2) For purposes of the Educational Assistance Program  
18 established in section 1502-C, any of the following located  
19 in this Commonwealth: a school district, joint school  
20 district, area [~~vocational-technical~~] career and technical  
21 school or independent school.

22 Section 25. The definition of "school entity" in section  
23 1502-I of the act is amended to read:

24 Section 1502-I. Definitions.

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

28 \* \* \*

29 "School entity." Any of the following:

30 (1) A school district.

1 (2) An intermediate unit.

2 (3) An area [~~vocational-technical~~] career and technical  
3 school.

4 (4) A charter school or regional charter school, as  
5 defined in section 1703-A.

6 \* \* \*

7 Section 26. Sections 1605(c)(2), 1607(a) and 1614(a) of the  
8 act are amended to read:

9 Section 1605. Courses of Study.--\* \* \*

10 (c) \* \* \*

11 (2) As used in this subsection, "public high school" shall  
12 mean a public school, including a school within a school  
13 district, a charter school, a cyber charter school, a regional  
14 charter school or an area [~~vocational-technical~~] career and  
15 technical school, that offers twelfth grade.

16 Section 1607. Attendance in Other Districts.--(a) Except as  
17 set forth in subsection (b), pupils residing in a school  
18 district in which no public high school is maintained may  
19 attend, during the entire term, at the expense of the school  
20 district of which they are residents, the nearest or most  
21 conveniently located high school of such class as they may  
22 desire to attend, unless the board of school directors of the  
23 district of residence shall have assigned the pupils to a high  
24 school and adequate transportation is provided thereto. Pupils  
25 who reside in a school district in which no public high school,  
26 other than a [~~vocational~~] career and technical high school is  
27 maintained, may attend, during the entire term, the nearest or  
28 most conveniently located academic high school. In any district  
29 which maintains a high school whose program of studies  
30 terminates before the end of the twelfth year, pupils who have

1 satisfactorily completed the program of studies there available  
2 in other than [vocational] career and technical schools or  
3 departments, or have completed a program of studies equivalent  
4 to said program of studies in some other school or schools, may  
5 attend, at the expense of the school district in which they  
6 live, and for the purpose of pursuing academic studies of a  
7 higher grade, the nearest or most conveniently located high  
8 school of such type as they may desire to attend giving further  
9 high school work.

10 \* \* \*

11 Section 1614. Participation By Students With Disabilities in  
12 High School Graduation Ceremonies.--(a) For the 2005-2006  
13 school year and each school year thereafter, a board of school  
14 directors of a school district, an area [vocational-technical]  
15 career and technical school or a charter school shall allow a  
16 student with a disability, whose individualized education  
17 program as established pursuant to 22 Pa. Code § 14.131  
18 (relating to IEP) prescribes continued special education  
19 programs beyond the fourth year of high school, to participate  
20 in commencement ceremonies with the student's graduating class  
21 and receive a certificate of attendance, provided that the  
22 student has attended four years of high school regardless of  
23 whether the student has completed the individualized education  
24 program.

25 \* \* \*

26 Section 27. The definitions of "concurrent student" and  
27 "school entity" in section 1602-B of the act are amended to  
28 read:

29 Section 1602-B. Definitions.

30 The following words and phrases when used in this article

1 shall have the meanings given to them in this section unless the  
2 context clearly indicates otherwise:

3 \* \* \*

4 "Concurrent student." A student who is enrolled in a school  
5 district, a charter school, an area [vocational-technical]  
6 career and technical school, a nonpublic school, a private  
7 school or a home education program under section 1327.1 and who  
8 takes a concurrent course through a concurrent enrollment  
9 program.

10 \* \* \*

11 "School entity." A school district or an area [vocational-  
12 technical] career and technical school.

13 \* \* \*

14 Section 28. Sections 1603-B(c) (1), 1614-B(b) and 1615-B(a)  
15 of the act are amended to read:

16 Section 1603-B. Responsibilities of department and State Board  
17 of Education.

18 \* \* \*

19 (c) Grants.--

20 (1) The department shall provide a grant to any school  
21 entity that has applied for grant funds under section 1611-  
22 B(c) and has approved a concurrent enrollment program as set  
23 forth in this article. The grant amount to each school entity  
24 shall be calculated for each concurrent course as follows:

25 (i) Determine the total approved cost for all  
26 concurrent students who are residents of the school  
27 district or enrolled in the area [vocational-technical]  
28 career and technical school.

29 (ii) Multiply the amount from subparagraph (i) by  
30 the sum of 0.425 and the market value/income aid ratio of

1 the school entity, provided that where a concurrent  
2 student is enrolled in an area [vocational-technical]  
3 career and technical school, the market value/income aid  
4 ratio shall be the average of the market value/income aid  
5 ratios of the concurrent students' school districts of  
6 residence.

7 \* \* \*

8 Section 1614-B. Enrollment in concurrent courses.

9 \* \* \*

10 (b) Optional enrollment.--A student enrolled in a school  
11 district, charter school, area [vocational-technical] career and  
12 technical school, nonpublic school, private school or home  
13 education program who does not qualify under subsection (a) may  
14 enroll in concurrent courses that are part of a concurrent  
15 enrollment program approved by the student's school district of  
16 residence or the area [vocational-technical] career and  
17 technical school in which the student is enrolled by meeting  
18 alternate criteria agreed upon by the school entity and the  
19 eligible postsecondary institution at which the student seeks to  
20 enroll in concurrent courses, provided that the charter school,  
21 nonpublic school, private school or home education program  
22 awards secondary credit for a successfully completed concurrent  
23 course. The student shall be included in the number of students  
24 reported to the department under section 1611-B(b) and (c).

25 Section 1615-B. Credit for concurrent courses.

26 (a) Award.--A school district, charter school, area  
27 [vocational-technical] career and technical school, nonpublic  
28 school, private school or home education program shall award  
29 secondary credit for a successfully completed concurrent course,  
30 with success being determined by the eligible postsecondary

1 institution and set forth in the concurrent enrollment agreement  
2 under section 1613-B(b) (4).

3 \* \* \*

4 Section 29. The definition of "school entity" in section  
5 1602-C of the act is amended to read:

6 Section 1602-C. Definitions.

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

10 \* \* \*

11 "School entity." A school of a school district, joint school  
12 district, area [vocational-technical] career and technical  
13 school or charter school that provides interscholastic athletic  
14 opportunities for secondary school students.

15 \* \* \*

16 Section 30. Section 1707 of the act is amended to read:

17 Section 1707. Joint School Committee.--The boards of school  
18 directors, establishing any joint school or department, may  
19 supervise and direct its affairs, jointly, in the same manner as  
20 the affairs of individual school districts are managed; or they  
21 may agree that the affairs of such joint school or department  
22 may be managed by a joint school committee within the limits of  
23 the budget adopted by the joint board. Where such management is  
24 delegated to a joint school committee, every school board  
25 establishing joint schools or departments shall, at the annual  
26 meeting during the month of December, select one or more of its  
27 members who, with the members chosen in like manner in the other  
28 districts, shall constitute the joint school committee. Every  
29 such school board may also select at any annual or regular  
30 meeting one or more alternates from its members to serve in the

1 event selected members are unable to attend a meeting of the  
2 joint school committee. The alternate, when directed by the  
3 president of the school board to attend a meeting of the joint  
4 school committee in the absence of the selected member, shall  
5 have all the powers and duties of a regular member of such  
6 committee. This committee shall have all the powers and duties  
7 and be subject to all the liabilities with reference to the  
8 supervision, maintenance and regulation of such joint schools or  
9 departments as are now conferred or imposed by law upon school  
10 boards generally. The affirmative vote of a majority of all the  
11 members of this committee, duly recorded, showing how each  
12 member voted, shall be required in order to take action upon  
13 those subjects enumerated in section five hundred eight of this  
14 act. Such votes may be recorded in a joint meeting or by mail  
15 ballot. Failure to comply with the provisions of this act shall  
16 render void and unenforceable the acts of the joint school  
17 committee with reference thereto. The joint board and the joint  
18 school committee, if authorized, shall organize annually during  
19 the month of December by electing a president, vice-president  
20 and secretary, who shall perform the duties imposed by this act  
21 on the president, vice-president and secretary of regular school  
22 boards. The secretary so elected shall serve for a term of four  
23 years. The expenses of maintaining the joint school or  
24 department shall be paid by warrant drawn on the joint board  
25 treasurer by the president and secretary of the joint board or  
26 the joint school committee.

27 Whenever two or more boards of school directors, who are at  
28 the time members of a joint board operating a joint school or  
29 department, join with other boards of school directors in the  
30 formation of a joint school committee operating an area

1 [vocational-technical] career and technical school or technical  
2 institute, the joint committee may be formed as may be agreed:  
3 Provided, That each joint school or department have at least one  
4 member on the joint school committee.

5 Section 31. The definition of "school entity" in section  
6 1703-A of the act is amended to read:

7 Section 1703-A. Definitions.--As used in this article,  
8 \* \* \*

9 "School entity" shall mean a school district, intermediate  
10 unit, joint school or area [vocational-technical] career and  
11 technical school.

12 \* \* \*

13 Section 32. The heading of Article XVIII of the act is  
14 amended to read:

15 ARTICLE XVIII.

16 [VOCATIONAL] CAREER AND TECHNICAL EDUCATION.

17 Section 33. Sections 1801, 1802, 1803, 1803.1 introductory  
18 paragraph and (1), 1804, 1805, 1806, 1807, 1808, 1809, 1810 and  
19 1811 of the act are amended to read:

20 Section 1801. Definitions.--The following words and phrases  
21 as used in this article shall, unless a different meaning is  
22 plainly required by the context, have the following meanings:

23 (1) "State Board [for Vocational] of Career and Technical  
24 Education" shall mean the State Board of Education, herein  
25 invested with powers to administer this article of this act  
26 under the designation of the State Board [for Vocational] of  
27 Career and Technical Education.

28 (2) "[Vocational] Career and technical education" shall mean  
29 any form of education of less than college grade, given in  
30 school or elsewhere, the purpose of which is to fit an

1 individual to pursue effectively a recognized profitable  
2 employment, whether pursued for wages or otherwise.

3 (3) "[Vocational] Career and technical industrial education"  
4 shall mean those forms of [vocational] career and technical  
5 education that fit for industrial pursuits. It includes  
6 occupational training for [women and girls] other than training  
7 for the vocation of homemaking] nontraditional employment. It  
8 includes also public and other service occupations.

9 (4) "[Vocational] Career and technical agricultural  
10 education" shall mean that form of [vocational] career and  
11 technical education which develops student potential for success  
12 in entering and advancing through careers in the food,  
13 agriculture and natural resources sciences, such as production  
14 agriculture, animal science, agribusiness management and  
15 marketing, agricultural research, energy systems, agricultural  
16 mechanics and engineering, biotechnology, food science,  
17 processing and retailing, banking, agricultural education,  
18 forestry, horticulture, landscape contracting, nursery and  
19 floriculture production, retail garden center management,  
20 leadership and career development, management, economics and  
21 marketing, natural resource management, plant and soil science,  
22 power and systems technology, rural-urban interfacing and other  
23 related fields.

24 (5) "[Vocational] Career and technical marketing and  
25 distributive occupational education" shall mean those forms of  
26 [vocational] career and technical education [designed for those  
27 workers engaged in or preparing for employment as distributors  
28 to consumers, retailers, jobbers, wholesalers, and others of the  
29 products of farm and industry, including, also, managers  
30 operating or conducting a commercial service or personal service

1 business, or selling the services of such a business.] which  
2 develops student potential for success in entering and advancing  
3 through careers in distribution, financing, marketing, storing  
4 and warehousing, pricing, product and service management and  
5 sales promotion and small business.

6 (6) "[Vocational homemaking] Career and technical family and  
7 consumer sciences education" shall mean that form [attitudes in  
8 the subject matter areas of home economics] of career and  
9 technical education which develops student potential for success  
10 in entering and advancing through careers involving parenting  
11 and child development, human development, nutrition, wellness  
12 and food science, along with hospitality and tourism,  
13 independent living, interpersonal relationships, home  
14 management, fashion marketing, resource management, consumer  
15 rights and financial literacy and career and family connections  
16 and useful programs that are designed to help individuals and  
17 families [improve home environment and the quality of family  
18 life] manage the multiple roles necessary to balance family,  
19 career and community responsibilities.

20 (7) "[Vocational] Career and technical industrial,  
21 [vocational] career and technical agricultural, [vocational]  
22 career and technical marketing and distributive occupational  
23 education, or [vocational homemaking] career and technical  
24 family and consumer sciences school or department," or  
25 "[vocational] career and technical school or department," shall  
26 mean a distinctive organization of courses, pupils, and teachers  
27 approved by the State Board [for Vocational] of Career and  
28 Technical Education, designed to give either [vocational] career  
29 and technical industrial, [vocational] career and technical  
30 agricultural, [vocational] career and technical marketing and

1 distributive occupational, or [vocational homemaking] career and  
2 technical family and consumer sciences education, as herein  
3 defined.

4 (8) "[Vocational] Career and technical evening class" shall  
5 mean a class providing such instruction for persons sixteen  
6 years of age or over, who have left full-time school. These  
7 classes may be conducted in the evening, or at hours when  
8 workers are able to attend, and shall include instruction that  
9 will either increase the skill or knowledge of the worker in the  
10 occupation in which he is employed, or include instruction for  
11 those who are unemployed or about to become unemployed because  
12 of changing conditions in industry, and whose previous  
13 experience, as a background, prepares them for employment in  
14 related fields within a limited time.

15 (9) "[Vocational] Career and technical evening class" in  
16 [vocational homemaking] career and technical family and consumer  
17 sciences shall mean a class giving training as indicated in  
18 clause (6) for students during the evening.

19 (10) "[Vocational homemaking] Career and technical family  
20 and consumer sciences school or department" shall mean a  
21 [vocational] career and technical school or department designed  
22 to develop, on a [vocational] career and technical basis, the  
23 capacity for useful employment as indicated in clause (6).

24 (11) "Part-time schools or classes" shall mean those schools  
25 or classes which provide instruction in subjects given to  
26 enlarge the civic or [vocational] career and technical knowledge  
27 or skill of workers over fourteen years of age who have entered  
28 upon employment. Such schools must be so organized as to permit  
29 workers, who are qualified for admission, to spend part of their  
30 time during the day, week, month, or year in employment, and

1 part of the time in school.

2 (12) "Part-time cooperative [vocational] career and  
3 technical education" refers to that form of [vocational] career  
4 and technical instruction that involves attendance on alternate,  
5 equal periods of school and work at the [vocation] career during  
6 the school year, given in accordance with an agreement by which  
7 the school and industry cooperate and coordinate in making  
8 available the combined educational and training facilities of  
9 both.

10 (13) "Practical" refers to manipulative or "practice-of-the-  
11 trade" aspects of a [vocation] career. It includes such work  
12 given in shops, laboratories, mines, drafting rooms, and other  
13 places, and is to distinguish such work from "academic" or  
14 ["nonvocational"] "noncareer and nontechnical" education.

15 (14) "Public service-school" refers to schools, departments,  
16 classes, and conferences for the in-service training of public  
17 and other service occupations, including [policemen, firemen]  
18 police officers, firefighters, finance officers, school board  
19 officials, and others.

20 (15) "[Vocational] Technical Education" shall mean a  
21 subject, or combination of subjects, of less than college grade  
22 designed to prepare an individual to enter or advance in an  
23 occupational field wherein success is largely dependent upon  
24 knowledge or techniques and applied sciences, the practice of  
25 which involves aspects of planning, managing, controlling,  
26 processing or distributing products, sales and services.

27 (16) "[Vocational] Career and technical business [and office  
28 education], computer and information technology" shall mean a  
29 subject or combination of subjects of less than college grade  
30 designed to prepare an individual to enter or advance in an

1 occupational field wherein success is largely dependent upon  
2 skill and knowledge necessary to obtain competency in  
3 [bookkeeping,] the areas of accounting and information  
4 technologies, clerical, data processing, [or stenographic]  
5 computer applications, programming and operating systems,  
6 including hardware and software applications, entrepreneurship,  
7 international business, business math, finance, management  
8 concepts, consumer economics, budgeting, investing and taxes,  
9 personal finance, electronic commerce, business and consumer law  
10 or business communications occupations, and similar business  
11 pursuits.

12 Section 1802. State Board [for Vocational] of Career and  
13 Technical Education; Executive Officer; Employes.--The  
14 [Superintendent of Public Instruction] Secretary of Education  
15 shall be the executive officer of the State Board [for  
16 Vocational] of Career and Technical Education for the  
17 administration of this act. Except as hereinafter otherwise  
18 provided, he, as executive officer, shall appoint, from time to  
19 time, with the approval of the State Board [for Vocational] of  
20 Career and Technical Education, such expert assistants, other  
21 than those already provided for by law, as may be necessary in  
22 [vocational] career and technical industrial, [vocational  
23 homemaking, vocational] career and technical family and consumer  
24 sciences, career and technical agricultural, [vocational] career  
25 and technical marketing and distributive occupational education  
26 or [vocational] career and technical business [and office  
27 occupational], computer and information technology education,  
28 and all clerical and other agents necessary in carrying out the  
29 provisions of this act.

30 Section 1803. Duties of State Board [for Vocational] of

1 Career and Technical Education; Reports.--The State Board [for  
2 Vocational] of Career and Technical Education is hereby  
3 authorized and directed to investigate and to aid in the  
4 introduction of [vocational] career and technical industrial,  
5 [vocational] career and technical agricultural, [vocational  
6 homemaking, vocational] career and technical family and consumer  
7 science, career and technical marketing and distributive  
8 occupational education and [vocational] career and technical  
9 business [and office occupational], computer and information  
10 technology education; to assist in the establishment of schools  
11 and departments for said forms of education, and to inspect and  
12 approve such schools or departments as are hereinafter provided.  
13 The State Board [for Vocational] of Career and Technical  
14 Education shall make a report annually to the Governor and  
15 Legislature describing the condition and progress of  
16 [vocational] career and technical industrial, [vocational]  
17 career and technical agricultural, [vocational homemaking,  
18 vocational] career and technical family and consumer science,  
19 career and technical marketing and distributive occupational  
20 education and [vocational] career and technical business [and  
21 office occupational], computer and information technology  
22 education during the year, and shall also make such  
23 recommendations as the board may deem advisable.

24 Section 1803.1. Duty of Secretary to Report Annually.--The  
25 Secretary of Education shall report annually, to the Standing  
26 Committees on Education of the Senate and House of  
27 Representatives, the following information for each area  
28 [vocational-technical] career and technical school:

29 (1) Number of approved [vocational] career and technical  
30 programs during the current and prior years.

1 \* \* \*

2 Section 1804. Schools or Classes; Supervisors; Principals;  
3 Instructors, etc.--In carrying out the provisions of this act,  
4 the State Board [for Vocational] of Career and Technical  
5 Education shall provide for [vocational] career and technical  
6 schools or classes, with the necessary staffs, in accordance  
7 with the State Plan for [Vocational] Career and Technical  
8 Education, approved by the [Federal Board for Vocational  
9 Education].

10 Principals, instructors and lecturers for the Public Service  
11 Institute shall be elected by the State Board for Vocational  
12 Education. They shall possess the qualifications established in  
13 the State Plan for Vocational Education approved by the Federal  
14 Board for Vocational Education.] United States Department of  
15 Education.

16 Section 1805. Instruction in Theory and Practice.--In order  
17 that instruction in theory and practice may go on together,  
18 [vocational] career and technical industrial, [vocational]  
19 career and technical agricultural, [vocational homemaking, and  
20 vocational] career and technical family and consumer science,  
21 and career and technical marketing and distributive occupational  
22 education schools or departments may offer instruction in day,  
23 part-time, and evening classes. Attendance upon such day,  
24 evening, or part-time classes shall be restricted to those over  
25 fourteen years of age.

26 Section 1806. Administration by School Districts.--Any  
27 school district may, through its board of school directors--

28 (1) Establish and maintain [vocational] career and technical  
29 industrial, [vocational] career and technical agricultural,  
30 [vocational homemaking, and vocational] career and technical

1 family and consumer sciences, and career and technical marketing  
2 and distributive occupational education schools or departments.

3 (2) Receive any donation made to the school district for the  
4 conduct of any [vocational] career and technical school or  
5 department or [vocational] career and technical evening classes.  
6 The donation shall be administered by or under the direction of  
7 the board of directors of the district to which it is made,  
8 subject to the approval of the [Superintendent of Public  
9 Instruction] Secretary of Education. The board of school  
10 directors in any district shall not be obliged to accept any  
11 such donation unless it seems proper so to do.

12 (3) Require a deposit fee of a sum not to exceed ten dollars  
13 (\$10) from each person enrolling in evening [vocational] career  
14 and technical schools or classes. Such deposit fee shall be  
15 returned at the close of each term of instruction to all persons  
16 so enrolled who have attended seventy-five per cent (75%) or  
17 more of the class sessions of the term and may be returned at  
18 any time because of death, sickness, or any other cause which  
19 the board may deem justifiable.

20 (4) Acquire land for the purpose of an agricultural school  
21 and equip and maintain the same in a proper manner, to be used  
22 in connection therewith.

23 Section 1807. Joint [Vocational] Career and Technical  
24 Schools or Departments.--Two or more districts may, as provided  
25 in article seventeen of this act, through a joint school  
26 committee, establish and maintain [vocational] career and  
27 technical industrial, [vocational] career and technical  
28 agricultural, [vocationalthomemaking, or vocational] career and  
29 technical family and consumer sciences, or career and technical  
30 marketing and distributive occupational education schools or

1 departments, to be known as joint [vocational] career and  
2 technical schools or departments.

3 Section 1808. Advisory Committees.--Local school boards and  
4 joint school committees administering approved [vocational]  
5 career and technical industrial, [vocational] career and  
6 technical agricultural, [vocationalthomemaking, or vocational]  
7 career and technical family and consumer sciences or career and  
8 technical marketing and distributive occupational education  
9 schools or departments may, under a plan to be approved by the  
10 State Board [for Vocational] of Career and Technical Education,  
11 appoint an advisory committee composed of members representing  
12 local trades, industries, and occupations. It shall be the duty  
13 of such a committee to counsel with and advise the local or  
14 joint board of trustees, and other school officials, having the  
15 management and supervision of such schools.

16 Section 1809. Attendance in Other Districts and Other  
17 States; Pupils from Other States.--(a) Any resident of any  
18 school district which does not maintain an approved [vocational]  
19 career and technical industrial, [vocational] career and  
20 technical agricultural, [vocationalthomemaking, or vocational]  
21 career and technical family and consumer sciences or career and  
22 technical marketing and distributive occupational education day,  
23 part-time, or evening class, school or department, offering the  
24 type of training which he desires, may make application to the  
25 board of school directors of any other district for admission to  
26 such school or department maintained by said board. If the board  
27 refuses him admission, he may apply to the State Board [for  
28 Vocational] of Career and Technical Education for admission to  
29 such school or department. The State Board [for Vocational] of  
30 Career and Technical Education may approve or disapprove such

1 application. In making such decision the State Board [for  
2 Vocational] of Career and Technical Education shall take into  
3 consideration the opportunities for free [vocational] career and  
4 technical training in the community in which the applicant  
5 resides, the financial status of the community, the age,  
6 preparation, aptitude, and previous record of the applicant, and  
7 all other relevant circumstances. The decision of the State  
8 Board [for Vocational] of Career and Technical Education shall  
9 be final.

10 (b) Where any child of school age in any school district  
11 resides by the nearest traveled road three miles or more from  
12 the nearest [vocational] career and technical high school in any  
13 district in this Commonwealth, such child, unless proper free  
14 transportation is furnished to a suitable school in this  
15 Commonwealth, may, on request of his parents or legal guardian,  
16 be assigned by the board of school directors to a more  
17 convenient school in another state: Provided, That the consent  
18 of the proper school officials in charge of such school in  
19 another state to such an arrangement is permitted by the laws of  
20 such state, and is agreed to by such officials.

21 (c) The school district in which the person resides, who has  
22 been admitted, as above provided, to an approved [vocational]  
23 career and technical industrial, [vocational] career and  
24 technical agricultural, [vocational homemaking, vocational]  
25 career and technical family and consumer sciences, career and  
26 technical high or [vocational] career and technical marketing  
27 and distributive occupational education school or department  
28 maintained by another school district, shall pay the high school  
29 charge provided for by this act. If any school district neglects  
30 or refuses to pay for such tuition, it shall be liable therefor,

1 in an action of contract, to the school district or school  
2 districts maintaining the school which the pupil, with the  
3 approval of the board, attended.

4 (d) The board of school directors in any school district in  
5 this Commonwealth, situate adjacent to another state, may admit  
6 to the [vocational] career and technical high school in such  
7 district pupils resident in such other state, and may receive  
8 tuition for such pupils as in the case of pupils admitted from  
9 other districts in this Commonwealth.

10 Section 1810. Approved Local or Joint [Vocational] Career  
11 and Technical Schools; State Reimbursement.--[Vocational] Career  
12 and technical industrial, [vocational] career and technical  
13 agricultural, [vocational homemaking, and vocational] career and  
14 technical family and consumer sciences, and career and technical  
15 marketing and distributive occupational education schools or  
16 departments shall, so long as they are approved by the State  
17 Board [for Vocational] of Career and Technical Education as to  
18 organization, control, location, equipment, courses of study,  
19 qualifications of teachers, methods of instruction, conditions  
20 of admission, employment of pupils, and expenditures of money,  
21 constitute approved local or joint [vocational] career and  
22 technical schools. School districts maintaining such approved  
23 local or joint [vocational] career and technical schools or  
24 departments shall receive reimbursement from the Commonwealth,  
25 as provided for in this act, and shall make such certificates to  
26 the [Superintendent of Public Instruction] Secretary of  
27 Education as are required by article twenty-five of this act.

28 Section 1811. Estimate of Expenses and Reimbursements;  
29 Appropriations.--On or before the first Wednesday of January of  
30 any year in which the regular session of the Legislature is

1 held, the State Board [for Vocational] of Career and Technical  
2 Education shall present to the Legislature an estimate of the  
3 amount of money necessary to meet the expenditures to be  
4 incurred in the administration of this act for the fiscal year  
5 beginning with the first day of the ensuing June, 1961, and  
6 beginning with the first day of July of each year thereafter;  
7 and the amount necessary to meet the claims of school districts  
8 and unions of school districts maintaining approved [vocational]  
9 career and technical schools or departments, under the  
10 provisions of this act for the school year beginning with the  
11 first day of the preceding July. On the basis of such statement,  
12 the Legislature shall make an appropriation of such amounts as  
13 may be necessary to meet the expense of carrying this act into  
14 effect, and of reimbursing such school districts and unions of  
15 school districts for such school year as herein provided.

16 Section 34. The headings of Subarticles B and C of Article  
17 XVIII are amended to read:

18 (b) [Vocational] Career and Technical School Districts.

19 (c) Area [Vocational-Technical] Career and Technical  
20 Schools and Technical Institutes.

21 Section 35. Sections 1840.1, 1841, ~~1842, 1844, 1845, 1847,~~ <--  
22 ~~1849, 1850.1, 1850.2, 1850.3, 1850.4, 1851, 1852, 1853, 1855,~~  
23 ~~1922, 1925, 1901 A(4) and (5), 1905 A(a) (7), 1913 A(b) (1.2),~~  
24 ~~1908 B(b), 1901 C(1) and (6), 1901 D(5) and 1903 D(b) (1) AND~~ <--  
25 1842 of the act are amended to read:

26 Section 1840.1. Definitions.--When used in Article XVIII of  
27 this act, the following words and phrases shall have the  
28 following meanings unless otherwise required by the context:

29 "School." The word "school" shall mean an area [vocational-  
30 technical] career and technical school.

1 "Institute." The word "institute" shall mean technical  
2 institute.

3 "Attendance area." An "attendance area" shall mean a  
4 geographical area of school districts and pupils to be served by  
5 an area [vocational-technical] career and technical school or  
6 institute which has been approved by the State Board [for  
7 Vocational] of Career and Technical Education.

8 "Area [vocational-technical] career and technical board." An  
9 "area [vocational-technical] career and technical board" shall  
10 mean the boards of school directors of all of the participating  
11 districts acting jointly.

12 Section 1841. Area [Vocational-Technical] Career and  
13 Technical Schools and Technical Institutes Authorized.--An area  
14 [vocational-technical] career and technical board may establish,  
15 maintain, conduct and operate schools, departments or classes to  
16 prepare for [vocational] career and technical industrial,  
17 [vocational] career and technical agricultural, [vocational  
18 homemaking, business and vocational] career and technical family  
19 and consumer sciences, business, computer and information  
20 technology and career and technical marketing and distributive  
21 occupations, technical occupations, such as aides and  
22 assistants, in physical, biological, space and other sciences,  
23 mathematics, engineering, construction and design, computer  
24 programming and maintenance, and health occupations and for any  
25 other occupations requiring [vocational] career or technical  
26 training and education, to be known as "area [vocational-  
27 technical] career and technical schools," for the education of  
28 pupils, out-of-school youth and adults residing in the  
29 attendance area.

30 An area [vocational-technical] career and technical board or

1 several area [vocational-technical] career and technical boards  
2 jointly may provide for, establish, maintain, conduct and  
3 operate schools, departments, or classes to be known as  
4 "technical institute" to educate, train and offer post high  
5 school programs and courses of not more than two years'  
6 duration, which will prepare out-of-school youth and adults for  
7 competency in sub-professional, technical, health service,  
8 business, commercial, merchandising and skilled occupations and  
9 for any other occupations for which technical training is  
10 helpful to an employer and increases students' qualifications  
11 for employment. Technical institute programs and courses shall  
12 be coordinated with those offered in area [vocational-technical]  
13 career and technical schools to [insure] ensure progressive  
14 advancement of students. Such institutes shall be organized in  
15 accordance with proposals of area [vocational-technical] career  
16 and technical boards of school directors, which are approved by  
17 the State Board [for Vocational] of Career and Technical  
18 Education. All technical institutes shall be established,  
19 operated and in all respects conform to standards prepared by  
20 the Department of Education and adopted by the State Board [for  
21 Vocational] of Career and Technical Education. Area [vocational-  
22 technical] career and technical schools, as approved by the  
23 State Board [for Vocational] of Career and Technical Education,  
24 may be organized as [vocational-technical] career and technical  
25 service centers in which pupils may enroll full-time or in which  
26 pupils enrolled in academic high schools may elect to attend  
27 part-time. Technical institutes approved by the State Board [for  
28 Vocational] of Career and Technical Education may enroll out-of-  
29 school youth and adults full-time or part-time as the students  
30 may elect.

1 Area [vocational-technical] career and technical school and  
2 technical institute attendance areas and standards for courses  
3 and equipment shall be in conformity with standards prepared by  
4 the Department of Education and approved by the State Board [for  
5 Vocational] of Career and Technical Education.

6 Section 1842. Advisory Committees.--(A) Each area <--  
7 [vocational-technical] career and technical board operating an  
8 area [vocational-technical] career and technical school and/or  
9 technical institute shall appoint an advisory committee,  
10 composed of representatives of local trades, industries,  
11 business research and educational agencies, occupations, and  
12 administrators of the participating school districts. The  
13 advisory committee shall advise the area [vocational-technical]  
14 career and technical board on such matters as the need for a  
15 particular shop, laboratory, occupation, equipment, curriculum,  
16 labor management coordination, business and industrial  
17 requirements or selection of personnel.

18 (B) AN OCCUPATIONAL ADVISORY COMMITTEE SHALL BE ESTABLISHED <--  
19 FOR EACH CAREER AND TECHNICAL EDUCATION PROGRAM OR CLUSTER OF  
20 RELATED CAREER AND TECHNICAL EDUCATION PROGRAMS OFFERED BY AN  
21 AREA VOCATIONAL-TECHNICAL SCHOOL OR SCHOOL DISTRICT. THE  
22 OCCUPATIONAL ADVISORY COMMITTEE SHALL BE APPOINTED BY THE BOARD  
23 OF DIRECTORS OF THE AREA VOCATIONAL-TECHNICAL SCHOOL OR SCHOOL  
24 DISTRICT, AS APPLICABLE. A MAJORITY OF THE MEMBERS OF THE  
25 OCCUPATIONAL ADVISORY COMMITTEE SHALL BE EMPLOYEES AND EMPLOYERS  
26 IN THE OCCUPATION FOR WHICH THE CAREER AND TECHNICAL EDUCATION  
27 PROGRAM IS PROVIDED. EACH OCCUPATIONAL ADVISORY COMMITTEE SHALL  
28 MEET AT LEAST TWICE EACH YEAR TO:

29 (1) ADVISE THE BOARD OF DIRECTORS, ADMINISTRATORS AND STAFF  
30 ON CURRICULUM, EQUIPMENT, INSTRUCTIONAL MATERIALS, SAFETY

1 REQUIREMENTS, PROGRAM EVALUATION AND OTHER RELATED MATTERS; AND  
2 (2) VERIFY THAT THE PROGRAMS MEET INDUSTRY STANDARDS AND, IF  
3 APPROPRIATE, LICENSING BOARD CRITERIA, AND THAT THE PROGRAMS  
4 PREPARE STUDENTS WITH OCCUPATION-RELATED COMPETENCIES.

5 (C) NOTWITHSTANDING SUBSECTION (B), TO INCREASE EMPLOYER  
6 PARTICIPATION IN AN OCCUPATIONAL ADVISORY COMMITTEE REQUIRED  
7 UNDER THIS SECTION, THE BOARDS OF DIRECTORS OF MULTIPLE AREA  
8 VOCATIONAL-TECHNICAL SCHOOLS OR SCHOOL DISTRICTS OPERATING  
9 CAREER AND TECHNICAL EDUCATION PROGRAMS MAY AGREE TO ESTABLISH A  
10 SHARED OCCUPATIONAL ADVISORY COMMITTEE TO SERVE ALL AGREEING  
11 AREA VOCATIONAL-TECHNICAL SCHOOLS OR SCHOOL DISTRICTS, PROVIDED  
12 THAT ALL AGREEING AREA VOCATIONAL-TECHNICAL SCHOOLS OR SCHOOL  
13 DISTRICTS ARE LOCATED WITHIN THE SAME INTERMEDIATE UNIT. IF A  
14 SHARED OCCUPATIONAL ADVISORY COMMITTEE IS FORMED UNDER THIS  
15 SUBSECTION, THE OCCUPATIONAL ADVISORY COMMITTEE SHALL BE  
16 DESIGNED TO PROVIDE EQUAL OPPORTUNITIES FOR ALL AGREEING AREA  
17 VOCATIONAL-TECHNICAL SCHOOLS OR SCHOOL DISTRICTS TO PARTICIPATE,  
18 INCLUDING SCHEDULING MEETINGS AT EACH AREA VOCATIONAL-TECHNICAL  
19 SCHOOL OR SCHOOL DISTRICT ON A ROTATING BASIS.

20 SECTION 35.1. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

21 SECTION 1842.1. WORKFORCE DEVELOPMENT PROGRAM  
22 CLEARINGHOUSE.-- (A) THE PENNSYLVANIA WORKFORCE DEVELOPMENT  
23 BOARD SHALL, WITH ASSISTANCE FROM THE DEPARTMENT OF EDUCATION,  
24 CONDUCT A SURVEY TO DETERMINE THE NUMBER AND TYPES OF WORKFORCE  
25 DEVELOPMENT PROGRAMS OFFERED AT SECONDARY AND POSTSECONDARY  
26 INSTITUTIONS. THE PENNSYLVANIA WORKFORCE DEVELOPMENT BOARD MAY,  
27 IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, COMPILE A  
28 CLEARINGHOUSE OF MODEL PROGRAMS DISCOVERED DURING THE SURVEY.

29 (B) THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF LABOR  
30 AND INDUSTRY SHALL ENCOURAGE THE USE OF THE MODEL PROGRAMS,

1 WHICH MAY INCLUDE PRIORITIZING AVAILABLE GRANT FUNDING FOR  
2 APPLICANTS SEEKING FUNDS TO ESTABLISH WORKFORCE DEVELOPMENT  
3 PROGRAMS THAT ARE MODELED AFTER THE PROGRAMS INCLUDED IN THE  
4 SURVEY, BY SECONDARY CAREER AND TECHNICAL EDUCATION PROGRAMS,  
5 POSTSECONDARY PROGRAMS AND BUSINESS AND INDUSTRY TO:

6 (1) EXPAND EXISTING PROGRAMS INTO AREAS OF THIS COMMONWEALTH  
7 WHERE THERE IS A NEED; AND

8 (2) FOSTER BUSINESS-EDUCATION PARTNERSHIPS.

9 (C) THE PENNSYLVANIA WORKFORCE DEVELOPMENT BOARD SHALL  
10 REPORT ITS FINDINGS AND ACTIONS UNDER THIS SECTION TO THE  
11 CHAIRMAN AND MINORITY CHAIRMAN OF THE APPROPRIATIONS COMMITTEE  
12 OF THE SENATE, THE CHAIRMAN AND MINORITY CHAIRMAN OF THE  
13 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE  
14 CHAIRMAN AND MINORITY CHAIRMAN OF THE EDUCATION COMMITTEE OF THE  
15 SENATE AND THE CHAIRMAN AND MINORITY CHAIRMAN OF THE EDUCATION  
16 COMMITTEE OF THE HOUSE OF REPRESENTATIVES, NO LATER THAN ONE  
17 YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION.

18 SECTION 1842.2. PASMART ONLINE CAREER RESOURCE CENTER.-- (A)  
19 THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF LABOR AND  
20 INDUSTRY, IN CONSULTATION WITH THE DEPARTMENT OF AGRICULTURE,  
21 SHALL ESTABLISH A CENTRAL ONLINE CLEARINGHOUSE TO BE MADE  
22 AVAILABLE ON A PUBLICLY ACCESSIBLE INTERNET WEBSITE MAINTAINED  
23 BY THE DEPARTMENT OF LABOR AND INDUSTRY. THE WEBSITE, WHICH  
24 SHALL BE AVAILABLE NO LATER THAN THE COMMENCEMENT OF THE 2021-  
25 2022 SCHOOL YEAR, SHALL AT A MINIMUM INCLUDE AN ONLINE DATABASE  
26 OF THE FOLLOWING:

27 (1) POSTSECONDARY PATHWAYS AND OPTIONS.

28 (2) CAREER AND TECHNICAL EDUCATION AND WORKFORCE  
29 OPPORTUNITIES.

30 (3) CAREER PATHWAYS.

1 (4) DATA AND STATISTICS ON EMPLOYMENT OPPORTUNITIES AND  
2 COMPENSATION.

3 (5) STATEWIDE AND REGIONAL ARTICULATION AGREEMENTS.

4 (6) OTHER RELEVANT CAREER RESOURCES.

5 (B) THE ONLINE DATABASE SHALL BE EASILY ACCESSIBLE BY  
6 STUDENTS, PARENTS, EDUCATORS, SCHOOL OFFICIALS AND THE PUBLIC.  
7 PARTICIPATING STATE AGENCIES MAY UTILIZE EXISTING RESOURCES OR  
8 CLEARINGHOUSES AVAILABLE FROM OTHER AGENCIES TO COMPILE THE  
9 CLEARINGHOUSE INFORMATION.

10 (C) PARTICIPATING STATE AGENCIES SHALL EXPLORE THE  
11 POSSIBILITY OF FEDERAL OR PRIVATE FUNDING TO SUPPORT THE  
12 CLEARINGHOUSE.

13 (D) THE DEPARTMENT OF LABOR AND INDUSTRY, IN COOPERATION  
14 WITH THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF  
15 AGRICULTURE, SHALL ENSURE THAT THE CLEARINGHOUSE IS UPDATED  
16 ANNUALLY.

17 SECTION 35.2. SECTIONS 1844, 1845, 1847, 1849, 1850.1,  
18 1850.2, 1850.3, 1850.4, 1851, 1852, 1853, 1855, 1922, 1925,  
19 1901-A(4) AND (5), 1905-A(A)(7), 1913-A(B)(1.2), 1908-B(B),  
20 1901-C(1) AND (6), 1901-D(5) AND 1903-D(B)(1) OF THE ACT ARE  
21 AMENDED TO READ:

22 Section 1844. Establishment of Schools and Institutes.--(a)  
23 The intermediate unit board of directors of each intermediate  
24 unit shall call a convention of school directors of all school  
25 districts in the intermediate unit to meet separately by  
26 attendance areas, to discuss the establishment of an area  
27 [vocational-technical] career and technical school or technical  
28 institute, as the case may be and to call upon each district to  
29 vote for or against participation in the establishment of a  
30 school or institute.

1 In addition to the method of establishing area [vocational-  
2 technical] career and technical schools and technical institutes  
3 as provided above, the intermediate unit board of directors may,  
4 at any meeting call for an election by the school directors of  
5 the districts within an attendance area to determine if an area  
6 [vocational-technical] career and technical school or technical  
7 institute shall be established. The intermediate unit board of  
8 directors shall notify, by certified mail, each school district  
9 within an attendance area of its action. At a regular or special  
10 meeting of each school board within an attendance area and  
11 within sixty days of the receipt of notification, an election  
12 shall be held to determine if the district desires to  
13 participate in the establishment of an area [vocational-  
14 technical] career and technical school or technical institute.  
15 The results of this election and the number of votes cast each  
16 way shall be certified to the intermediate unit board of  
17 directors.

18 The intermediate unit board of directors shall certify the  
19 vote conducted in convention or by mail ballot to the Department  
20 of Education and if sufficient school districts vote in the  
21 affirmative, the intermediate unit board of directors shall  
22 proceed to act as the agency to initiate the final procedures  
23 necessary to organize and establish an area [vocational-  
24 technical] career and technical school or technical institute in  
25 the attendance area. School districts indicating unwillingness  
26 to participate in the establishment of an area [vocational-  
27 technical] career and technical school or technical institute  
28 may become participating districts at a later date according to  
29 terms and conditions defined by the then participating  
30 districts.

1 In the event the intermediate unit board of directors fails  
2 to call for an election and one or more districts within an  
3 attendance area desire an election, they may request the  
4 Department of Education to conduct such election in the same  
5 manner prescribed for the intermediate unit board of directors.

6 (c) In cases where a second or third class school district  
7 maintains an approved [vocational] career and technical program,  
8 individually or jointly, such district or districts,  
9 individually or jointly, may (1) make the program part of the  
10 area [vocational-technical] career and technical school, or (2)  
11 continue to operate the program independently either as a  
12 participating or non-participating district.

13 (d) Boards of Public Education of districts of the first  
14 class A and first class may establish area [vocational-  
15 technical] career and technical schools and technical institutes  
16 by the majority vote of the members of such boards, provided  
17 such action is approved by the State Board [for Vocational] of  
18 Career and Technical Education.

19 Section 1845. Cost of Establishment, Etc., Ownership of  
20 Property.--All expenses in connection with the establishment of  
21 area [vocational-technical] career and technical schools or  
22 technical institutes and additions and improvements thereof  
23 shall be borne by the school districts participating therein in  
24 the proportions agreed on by the respective districts. Any  
25 school district not participating in the original establishment  
26 of an area [vocational-technical] career and technical school or  
27 technical institute, which later elects to become a participant,  
28 shall contribute to the cost of the school an amount agreed on  
29 with the then participating districts, and shall make such  
30 further annual payments on account of obligations to the State

1 Public School Building Authority or rentals under leases with  
2 municipality authorities as shall be agreed on. All property of  
3 each area [~~vocational-technical~~] career and technical school or  
4 technical institute shall be owned jointly by the several school  
5 districts participating in the establishment, maintenance and  
6 operation thereof, in the proportion the contribution of each to  
7 the cost of acquisition, construction and improvement bears to  
8 the total cost.

9 Section 1847. Attendance of Pupils from Nonparticipating  
10 Districts.--On obtaining the consent of the area [~~vocational-~~  
11 ~~technical~~] career and technical board operating an area  
12 [~~vocational-technical~~] career and technical school or technical  
13 institute, and with or without the consent of the board of  
14 school directors of the district in which the pupil resides, any  
15 pupil residing in a nonparticipating district may attend the  
16 area [~~vocational-technical~~] career and technical school or  
17 technical institute. The school district in which the pupil  
18 resides shall be charged, for each pupil attending the area  
19 [~~vocational-technical~~] career and technical school or technical  
20 institute, an amount equal to the total approved budget for  
21 current expenses, debt service and capital outlay divided by the  
22 number of pupils enrolled in the school.

23 Section 1849. Petitions for Change of Plan.--Future  
24 development of area [~~vocational technical~~] career and technical  
25 schools shall, after approval of the State plan, conform to the  
26 plan, and the school directors of a specified attendance area,  
27 having reason to question the practicability of the State plan  
28 for the specific attendance area or desiring to change the  
29 specified area, may present the case to a committee of the State  
30 Board [~~for Vocational~~] of Career and Technical Education with

1 petition for change. The decision of the State board thereon  
2 shall be final.

3 Section 1850.1. Organization and Operation of Schools and  
4 Institutes.--(a) Schools and institutes shall be the  
5 responsibility of the participating boards of school directors  
6 of an approved attendance area. Such boards of school directors  
7 shall have authority to enter into a written agreement by and  
8 among themselves establishing such school or institute setting  
9 forth, inter alia, the rights and obligations of the  
10 participating districts. No change shall be made in such  
11 agreement without the consent of each participating school  
12 district first obtained, by the affirmative vote of a majority  
13 of the school directors thereof. The several participating  
14 boards of school directors shall collectively be known as the  
15 area [vocational-technical] career and technical board.

16 (b) The area [vocational-technical] career and technical  
17 board shall have authority and its duty shall be:

18 (1) To provide, as the participating districts may agree,  
19 for the assumption by the area [vocational-technical] career and  
20 technical board of obligations including, but not limited to,  
21 operating expenses, architect's fees, engineering costs,  
22 professional salaries, expenses of acquiring and maintaining  
23 sites for schools and institutes, incurred by any county board  
24 of school directors or county boards of school directors on  
25 behalf of such participating districts pursuant to prior  
26 agreements;

27 (2) To formulate and adopt policies relating to the  
28 organization, establishment and operation of the school or  
29 institute;

30 (3) To provide for the administration and operation of the

1 school or institute;

2 (4) To adopt the budgets for operation of the school or  
3 institute as prepared in the same manner provided for in section  
4 687 of this act;

5 (5) To designate a superintendent of the school or  
6 institute, provided, that [when a county board or boards is  
7 selected as the operating agent as hereinafter provided, a  
8 county superintendent of schools shall be designated as the  
9 superintendent of the school or institute, and that] when the  
10 several boards or a committee thereof operate the school or  
11 institute as hereinafter provided, a chief school administrator  
12 of a participating school district [or a county superintendent]  
13 shall be designated as superintendent of the school or  
14 institute;

15 (6) To exercise all the powers, perform the duties, and be  
16 subject to all liabilities with reference to the operation of  
17 schools and/or institutes as are now or hereafter shall be  
18 conferred or imposed by law;

19 (7) To make from time to time surveys to determine the  
20 current [vocational] career and technical needs of the  
21 participating school districts;

22 (8) To make and establish, and from time to time alter and  
23 amend, rules and regulations for the transaction of its business  
24 and for the administration of the work under its charge;

25 (9) To employ temporary professional and professional  
26 employes, supervisors and teachers, and to employ all other  
27 persons necessary to carry on [vocational-technical] career and  
28 technical education and technical institutes, and to determine  
29 the salaries to be paid. All temporary professional and  
30 professional employes so employed shall have the same rights of

1 tenure, minimum salaries and increments, leaves of absence  
2 because of illness or physical disability, leaves of absence  
3 because of death in the immediate family or death of a near  
4 relative, sabbatical leaves, military leaves, exchange teacher  
5 leaves, and membership in the Public School Employees' Retirement  
6 System as temporary professional and professional employes of  
7 school districts. No professional employe who has attained  
8 tenure status as an employe of any area [vocational-technical]  
9 career and technical board shall, thereafter, be required to  
10 serve as a temporary professional employe before being tendered  
11 such a contract when employed by any other part of the public  
12 school system of the Commonwealth;

13 (10) To purchase, lease, rent, improve and sell land, and to  
14 build, repair, improve, lease, rent, buy and sell buildings;

15 (11) To acquire real property by purchase, gift or  
16 condemnation, for the purposes of area [vocational-technical]  
17 career and technical schools and technical institutes. Such  
18 condemnation proceedings shall be instituted and conducted by  
19 the board in the name of the participating school districts in  
20 the same manner and with like authority as provided by law in  
21 the case of school districts. The title to any real estate,  
22 acquired for the purpose of establishing any such area  
23 [vocational-technical] career and technical school or institute  
24 shall be held in the name of one or more of the school districts  
25 establishing the same, as they may agree;

26 (12) To purchase, lease, rent or otherwise acquire all  
27 necessary furniture, implements, books, materials, equipment and  
28 supplies;

29 (13) When authorized by the participating school districts  
30 in the attendance area, to provide for free mandated

1 transportation of district pupils to and from the area  
2 [vocational-technical] career and technical school in which they  
3 have been accepted, and to apply and receive on behalf of the  
4 school districts in the attendance area reimbursements on  
5 account of such transportation provided;

6 (14) To make contracts with counties, cities, boroughs,  
7 towns, townships, school districts, other political  
8 subdivisions, community colleges, public and private agencies,  
9 quasi-public agencies, nonprofit corporations, the Federal  
10 Government and its agencies and instrumentalities,  
11 municipalities and other public authorities, or other persons  
12 for carrying out the purposes of this subdivision of this  
13 article;

14 (15) To make an annual report, in writing, to the Department  
15 of [Public Instruction] Education, and such other reports as the  
16 department may require;

17 (16) To adopt criteria for admitting students to area  
18 [vocational-technical] career and technical schools and  
19 technical institutes;

20 (17) To receive Federal, State, school district and other  
21 public and private funds and to expend such funds to establish,  
22 operate, improve and expand area [vocational-technical] career  
23 and technical schools and technical institutes;

24 (18) When authorized by the participating school districts,  
25 and on behalf of such districts, to enter into agreement with  
26 the State Public School Building Authority, municipal  
27 authorities, political subdivisions, municipal corporations,  
28 public and private agencies, quasi-public agencies, authorities,  
29 nonprofit corporations and the Federal Government and its agents  
30 and instrumentalities to buy land, build, alter, lease, equip

1 and operate facilities for public [vocational-technical] career  
2 and technical education and technical institutes;

3 (19) To prepare and submit to the Department of [Public  
4 Instruction] Education on or before July 1 of each year, for  
5 approval, a budget of proposed expenditures for area  
6 [vocational-technical] career and technical schools and  
7 technical institutes for the ensuing year;

8 (20) To accept pupils in area [vocational-technical] career  
9 and technical schools and technical institutes from districts  
10 not participating in their establishment and maintenance and to  
11 establish tuition charges therefor;

12 (21) To assign pupils residing within school districts  
13 participating in an area [vocational-technical] career and  
14 technical school and/or technical institutes to [vocational]  
15 career and technical schools or departments maintained by other  
16 area [vocational-technical] career and technical boards and  
17 school districts with the approval of the area [vocational-  
18 technical] career and technical boards and the district boards  
19 maintaining such schools or departments, and to pay tuition for  
20 pupils permitted to attend such area [vocational-technical]  
21 career and technical schools, technical institutes and  
22 [vocational] career and technical schools or departments;

23 (22) To locate area [vocational-technical] career and  
24 technical schools and technical institutes;

25 (23) To collect tuition and fees;

26 (24) To do all things necessary to carry into effect the  
27 purposes of this act;

28 (25) Whenever such schools and technical institutes are  
29 authorized, to prepare an estimate of the total cost of and  
30 expenditures to be made on account of each area [vocational-

1 technical] career and technical school and technical institute  
2 for the following year, such estimate shall be filed with the  
3 Department of [Public Instruction] Education no later than July  
4 1 of each year for the approval of the department;

5 (26) When authorized by the participating school districts,  
6 to establish capital reserve funds under the provisions of  
7 section 1850.4 for the purposes of purchasing equipment and  
8 maintaining facilities;

9 (c) All actions of an area [vocational-technical] career and  
10 technical board shall be by a majority vote of the members of  
11 the board either in convention or by mail ballot, whichever  
12 procedure the board shall select: Provided, That the approval of  
13 each operating budget shall require an affirmative vote of two-  
14 thirds of the participating school districts and a majority vote  
15 of all the school directors of all participating districts; and  
16 provided further, for purposes of this requirement only, the  
17 vote of any participating school district shall be determined by  
18 a majority vote of all school directors comprising such  
19 participating boards. All votes shall be duly recorded and shall  
20 show how each member voted;

21 (d) An area [vocational-technical] career and technical  
22 board shall have power to delegate the operation, administration  
23 and management of the school or institute [(1) to one or more  
24 county boards of school directors acting as agent for the area  
25 vocational-technical board; or (2)] to a joint committee elected  
26 from among the several participating boards of school directors.

27 Section 1850.2. Operation by Intermediate Unit Board of  
28 Directors Acting as an Operating Agent.--When an intermediate  
29 unit board of directors is designated as agent to operate,  
30 administer and manage a school and/or institute, such agent

1 shall discharge its duties and responsibilities in accordance  
2 with the provisions of a written agreement entered into by the  
3 area [vocational-technical] career and technical board and the  
4 intermediate unit board of directors. The agreement shall give  
5 the agent the power and authority to operate, administer and  
6 manage a school and/or institute given by law to an area  
7 [vocational-technical] career and technical board and shall  
8 provide that the agent shall conduct the affairs of the school  
9 and/or institute within the limits of the budget adopted by the  
10 area [vocational-technical] career and technical board. In no  
11 event shall the powers granted an area [vocational-technical]  
12 career and technical board by clauses (1), (4), (11), (17),  
13 (19), (22) and (25) of section 1850.1 (b) be delegated hereunder  
14 nor shall the powers granted an area [vocational-technical]  
15 career and technical board by clauses (9), (10), (12) and (14)  
16 of section 1850.1 (b) be delegated hereunder, except to the  
17 extent that the subject items are fully provided for within the  
18 current budget.

19 These same provisions shall apply when a joint committee is  
20 designated to operate and manage a school and/or institute.

21 Section 1850.3. Operation by a Joint Committee.--(a) When a  
22 joint committee is selected to operate a school and/or  
23 institute, it shall be known as the area [vocational-technical]  
24 career and technical school committee.

25 (b) The membership on such joint committee shall be  
26 determined by agreement among the boards of participating school  
27 districts, provided always that each participating school  
28 district shall have at least one member thereon.

29 (c) Each participating board of school directors shall elect  
30 one or more of its members, as the case may be, to serve on the

1 area [vocational-technical] career and technical committee. The  
2 committee members, so elected, shall serve for a three-year  
3 term, commencing the day of their election in the month of  
4 December: Provided, however, That in the first election, the  
5 terms of office of one-third of the members shall expire at the  
6 end of the first year, the terms of office of one-third of the  
7 members shall expire at the end of two years, and the terms of  
8 office of the remaining one-third shall expire at the end of the  
9 third year. The length of the terms of office of the initial  
10 members shall be determined by the casting of lots.

11 (d) Each year, during the month of December, the joint  
12 committee shall choose from its members a chairman and vice-  
13 chairman, each to serve for one year; and shall, annually,  
14 during the month of May, elect a treasurer to serve for one  
15 year, beginning the first Monday in July following such  
16 election; and shall, during the month of May, once every four  
17 years, elect a secretary, who may or may not be a member of the  
18 area [vocational-technical] career and technical board, to serve  
19 for a term of four years, beginning the first Monday of July  
20 following such election. The joint committee shall elect interim  
21 officers to serve until the first regular December and May  
22 election meetings.

23 Section 1850.4. Capital Reserve Fund for Approved Purchases  
24 of Equipment and Facility Maintenance.--(a) Any area  
25 [vocational-technical] career and technical board shall have the  
26 power to create a special fund which may be designated as a  
27 capital reserve fund and to accumulate therein moneys to be  
28 expended, in accordance with the provisions of this section,  
29 during a period not to exceed five years from the date when the  
30 first payment was made into the fund, for the purpose of

1 purchasing equipment or maintaining facilities.

2 (b) The capital reserve fund herein provided for shall  
3 consist of funds transferred during any fiscal year from  
4 appropriations made for this particular purpose and of  
5 unencumbered funds remaining from the current and/or prior  
6 years' general fund.

7 (c) The moneys in the capital reserve fund shall be kept  
8 separate and apart from any other fund by the treasurer of the  
9 area [vocational-technical] career and technical board, and the  
10 moneys in the fund may be invested by the operating agent in  
11 securities legal for the investment of sinking fund moneys of  
12 the school district. The interest earnings on investments shall  
13 be paid into the capital reserve fund. The area [vocational-  
14 technical] career and technical school shall annually show in  
15 its financial report the amount of moneys in the capital reserve  
16 fund which shall at all times be properly identified as to  
17 purpose.

18 (d) The moneys in any such capital reserve fund may be  
19 expended only upon approval of a majority of the members of the  
20 operating agent only during the period of time for which the  
21 fund was created and only for equipment purchases or facilities  
22 maintenance projects and for no other purpose.

23 Section 1851. Establishment and Operation by the Department  
24 of [Public Instruction] Education.--Where, in the judgment of  
25 the [State Superintendent of Public Instruction] Secretary of  
26 Education, the provisions of this act relating to the proper  
27 [vocational] career and technical education and training of  
28 children and adults have not been complied with or the  
29 [vocational] career and technical education needs of children  
30 and adults are not being adequately served, the Department of

1 [Public Instruction] Education is hereby authorized to provide,  
2 including the payment of rental when necessary, establish,  
3 maintain, administer, supervise and operate [vocational] career  
4 and technical, [vocational] career and technical industrial,  
5 [vocational] career and technical agricultural, [vocational  
6 homemaking, vocational] career and technical family and consumer  
7 sciences, career and technical marketing and distributive [,]  
8 occupational education, post high school [vocational] career and  
9 technical education or less than college level, schools,  
10 departments or classes for the proper [vocational] career and  
11 technical education and training of children and adults.  
12 Eligibility for enrollment in such classes shall be determined  
13 according to standards and regulations promulgated by the State  
14 Board [for Vocational] of Career and Technical Education.

15 Section 1852. Payment of Shares.--Any school district of the  
16 first, first A, second, third or fourth class establishing or  
17 participating in the establishment of an area [vocational-  
18 technical] career and technical school or a technical institute,  
19 individually, or jointly, with two or more districts, shall have  
20 the same power and authority to levy taxes to pay or to pay its  
21 share of buildings, grounds, equipment, operating expenses and  
22 other necessary expenses to establish, maintain and operate such  
23 school or institute as it has to levy taxes, to purchase land,  
24 construct and equip buildings, and operate elementary schools  
25 and any additional schools and departments as defined in section  
26 502 of this act.

27 Section 1853. Contracts to Lease.--An area [vocational-  
28 technical] career and technical board authorized to establish  
29 and operate an area [vocational-technical] career and technical  
30 school or technical institute may enter into contracts with the

1 State Public School Building Authority, [the General State  
2 Authority,] municipal authorities, nonprofit corporations,  
3 municipal corporations, political subdivisions, public and  
4 quasi-public and private agencies, Federal Government and its  
5 agencies and instrumentalities to lease lands and buildings for  
6 the purpose of operating an area [vocational-technical] career  
7 and technical school or technical institute.

8 Section 1855. Career and Technical Education Equipment

9 Grants.--(a) For the 2000-2001 fiscal year and the 2001-2002  
10 fiscal year, the Department of Education shall establish a grant  
11 program to assist area [vocational-technical] career and  
12 technical schools, school districts offering approved  
13 [vocational-technical] career and technical programs and the  
14 Thaddeus Stevens State College of Technology in purchasing  
15 equipment that meets industry standards for the purpose of  
16 providing training to students. Grants shall be limited to the  
17 purchase of equipment in the following program areas: automotive  
18 technology, auto body, diesel technology, precision machine  
19 technology, heating ventilation and air conditioning, printing,  
20 dental assisting, electronics, building trades and other program  
21 areas approved by the Secretary of Education. Grants shall be  
22 awarded by the Department of Education on a matching basis, two  
23 State dollars (\$2) for every local dollar (\$1), and shall be  
24 limited to funds appropriated for that purpose.

25 (b) For the 2016-2017 school year and for each school year  
26 thereafter, the Department of Education shall establish a grant  
27 program to assist each area [vocational-technical] career and  
28 technical school and school district with an approved  
29 [vocational] career and technical program that applies for and  
30 is approved for funding by the Department of Education to

1 purchase equipment that meets industry standards. Grants shall  
2 be distributed in an amount to be calculated as follows:

3 (1) A base amount of three thousand dollars (\$3,000).

4 (2) A per-student amount calculated as follows:

5 (i) Multiply the average daily membership in approved  
6 [vocational] career and technical education programs for the  
7 most recent year available for each area [vocational-technical]  
8 career and technical school or school district that has been  
9 approved for funding by the Department of Education by the  
10 difference between the amount appropriated for career and  
11 technical education equipment grants and the sum of the funding  
12 distributed under paragraph (1) to all area [vocational-  
13 technical] career and technical schools and school districts.

14 (ii) Divide the product from subparagraph (i) by the sum of  
15 the average daily membership in approved [vocational] career and  
16 technical education programs for the most recent year available  
17 for all area [vocational-technical] career and technical schools  
18 and school districts that have been approved for funding by the  
19 Department of Education.

20 (c) The application to apply for funding under subsection  
21 (b) shall be developed by the Department of Education within  
22 thirty days of the effective date of this section and only  
23 require the following, which may be collected electronically:

24 (1) Name, address, e-mail address and telephone number of  
25 the area [vocational-technical] career and technical school or  
26 school district.

27 (2) Name, e-mail address and telephone number of an employe  
28 of the area [vocational-technical] career and technical school  
29 or school district who will be available to answer questions  
30 regarding the funding application.

1 (3) Description of the equipment for which the requested  
2 funding will be used, the career and technical education program  
3 in which the equipment will be used, the date on which the  
4 occupational advisory committee recommended the purchase of the  
5 equipment and verification that the equipment will be used for  
6 technical classroom instruction.

7 (d) The Department of Education may not request or consider  
8 any information other than the information provided in the  
9 funding application.

10 (e) Each area [vocational-technical] career and technical  
11 school or school district with an approved [vocational] career  
12 and technical program that submits a completed funding  
13 application shall receive funding in the amount determined under  
14 subsection (b).

15 (f) If insufficient funds are appropriated to make payments  
16 under subsection (b), payments shall be made on a pro rata  
17 basis.

18 (g) For purposes of this section, "occupational advisory  
19 committee" shall mean an occupational advisory committee  
20 established under 22 Pa. Code Ch. 339 (relating to vocational  
21 education).

22 Section 1922. [Vocational] Career and technical Education  
23 for Out-of-School Youth and Adults.--The board of school  
24 directors of any school district, when requested in writing by  
25 twenty (20) or more out-of-school youth or adults having an  
26 administratively feasible educational objective which has been  
27 provided for in the State Plan for [Vocational] Career and  
28 Technical Education for which facilities are available, shall  
29 inaugurate and maintain such programs so long as enrollment  
30 conditions warrant.

1 Section 1925. Pupils Less than Six or More than Twenty-  
2 one.--Any board of school directors may admit persons less than  
3 six years of age, or more than twenty-one years of age, to  
4 suitable special or [vocational] career and technical schools or  
5 departments.

6 Section 1901-A. Definitions.--The following words and  
7 phrases, as used in this article, shall, unless a different  
8 meaning is plainly required by the context, have the following  
9 meaning:

10 \* \* \*

11 (4) "Community college" shall mean a public college or  
12 technical institute which is established and operated in  
13 accordance with the provisions of this act by a local sponsor  
14 which provides a two-year, postsecondary, college-parallel,  
15 terminal-general, terminal-technical, out-of-school youth or  
16 adult education program or any combination of these. The  
17 community college may also provide area [vocational-technical]  
18 career and technical education services and credit, nonremedial  
19 college courses to secondary senior high school students.

20 (5) "Community college plan" shall mean a plan prepared in  
21 accordance with the policies, standards, rules and regulations  
22 of the State Board of Education for the establishment or  
23 operation of a community college and shall include a survey of  
24 any industrial development and manpower needs of the area and of  
25 any [vocational] career and technical and occupational shortage  
26 and the means by which the community college program and  
27 curriculum shall further industrial development, reduce  
28 unemployment and improve employable skills of residents of the  
29 area to be served by the community college.

30 \* \* \*

1 Section 1905-A. Powers and Duties of Board of Trustees.--(a)  
2 The affairs of any community college established under this act  
3 shall be administered and supervised by a board of trustees.  
4 Subject to any law and to any policies, standards, rules and  
5 regulations adopted by the State Board of Education provided for  
6 community colleges, the board shall, for the purpose of  
7 establishing, operating and maintaining a community college,  
8 have the power, and its duty shall be:

9 \* \* \*

10 (7) To enter into contracts for services to high schools of  
11 member districts to provide area [vocational-technical] career  
12 and technical education services.

13 \* \* \*

14 Section 1913-A. Financial Program; Reimbursement of  
15 Payments.--\* \* \*

16 (b) \* \* \*

17 (1.2) The Secretary of Education, in consultation with the  
18 community colleges, shall promulgate standards for credit  
19 courses and for noncredit courses that will be eligible for  
20 Commonwealth reimbursement. The standards shall specifically  
21 exclude from eligibility for reimbursement any course or program  
22 in [avocational] noncareer, nontechnical or recreational  
23 pursuits. The standards shall be promulgated by the beginning of  
24 the 1994-1995 fiscal year. Until such standards are promulgated,  
25 no community college will be reimbursed for any credit course  
26 which was offered by such college as a noncredit course during  
27 the college's 1992-1993 fiscal year.

28 \* \* \*

29 Section 1908-B. Individuals Eligible for Admission.--\* \* \*

30 (b) The course of instruction shall be the equivalent level

1 of a two-year postsecondary institution which shall include  
2 [~~vocational-technical~~] career and technical education of no more  
3 than two years leading to the awarding of certificates or  
4 associate degrees, when approved by the Secretary of Education  
5 in accordance with rules and regulations established by the  
6 State Board for this level of education, for the purpose of  
7 fitting pupils to pursue effectively a recognized profitable  
8 employment.

9 Section 1901-C. Definitions.--For purposes of this article,  
10 the following terms shall have the following meanings:

11 (1) "Alternative education program" or "program." Any  
12 applicant's program applying for funds under this article, which  
13 program is implemented by a school district, an area  
14 [~~vocational-technical~~] career and technical school, a group of  
15 school districts or an intermediate unit, which removes  
16 disruptive students from regular school programs in order to  
17 provide those students with a sound educational course of study  
18 and counseling designed to modify disruptive behavior and return  
19 the students to a regular school curriculum. Notwithstanding  
20 section 1502, alternative education programs may operate outside  
21 the normal school day of the applicant district, including  
22 Saturdays. School districts and private alternative education  
23 institutions operating pursuant to the provisions of Article  
24 XIX-E shall adopt a policy for periodic review of those students  
25 placed in their respective alternative education program for  
26 disruptive students. This review shall occur, at a minimum, at  
27 the end of every semester the student is in the program or more  
28 frequently at the district's or private alternative education  
29 institution's discretion. The purpose of this review is to  
30 determine whether or not the student is ready to return to the

1 regular school curriculum. Programs may include services for  
2 students returning from placements or who are on probation  
3 resulting from being adjudicated delinquent in a proceeding  
4 under 42 Pa.C.S. Ch. 63 (relating to juvenile matters) or who  
5 have been judged to have committed a crime under an adult  
6 criminal proceeding.

7 \* \* \*

8 (6) "School." Any school classified by the Department of  
9 Education as a middle school, junior high school, senior high  
10 school or area [vocational-technical] career and technical  
11 school.

12 \* \* \*

13 Section 1901-D. Definitions.--For purposes of this article:

14 \* \* \*

15 (5) "Postsecondary education resources." The term includes,  
16 but is not limited to, area [vocational-technical] career and  
17 technical schools, degree-granting institutions of higher  
18 education accredited by an accrediting agency recognized by the  
19 Federal Government, institutions licensed under the act of  
20 December 15, 1986 (P.L.1585, No.174), known as the "Private  
21 Licensed Schools Act," professional, [vocational] career and  
22 technical or occupational certification or licensure programs  
23 and educational technology.

24 \* \* \*

25 Section 1903-D. Powers and Duties of Community Education  
26 Council.--\* \* \*

27 (b) Postsecondary educational opportunities may include, but  
28 are not limited to, any of the following:

29 (1) Programs, courses or classes leading to professional,  
30 [vocational] career and technical or occupational certification

1 or licensure, an associate degree, a bachelor's degree or a  
2 master's degree.

3 \* \* \*

4 Section 36. The definition of "school entity" in section  
5 1901-E of the act is amended to read:

6 Section 1901-E. Definitions.--For purposes of this article,  
7 the following terms shall have the following meanings:

8 \* \* \*

9 "School entity." A school district, joint school, charter  
10 school, area [vocational-technical] career and technical school,  
11 combination of school districts or intermediate unit.

12 Section 37. The definition of "eligible applicant" in  
13 section 1901-F of the act is amended to read:

14 Section 1901-F. Definitions.

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

18 \* \* \*

19 "Eligible applicant." Any of the following:

20 (1) An institution of higher education.

21 (2) An institution of higher education in partnership  
22 with one or more of the following:

23 (i) Another institution of higher education.

24 (ii) An area [vocational-technical] career and  
25 technical school or [ATVS] area vocational-technical  
26 school, as defined under 22 Pa. Code § 4.3 (relating to  
27 definitions).

28 (iii) A community education council as defined under  
29 section 1901-D.

30 (iv) A private licensed school as the term is

1 defined under section 2 of the act of December 15, 1986  
2 (P.L.1585, No.174), known as the Private Licensed Schools  
3 Act, that is authorized to confer the degree of Associate  
4 in Specialized Technology or Associate in Specialized  
5 Business and is accredited by the Accrediting Commission  
6 of Career Schools and Colleges of Technology or the  
7 Accrediting Council for Independent Colleges and Schools.

8 \* \* \*

9 Section 38. Sections 1906-G(a) (2) and 1907-G(a) (9) of the  
10 act are amended to read:

11 Section 1906-G. Establishment.

12 (a) General rule.--No later than December 31, 2016, the  
13 board of trustees appointed under section 1905-G shall submit to  
14 the secretary a proposed rural regional college plan in such  
15 form and containing such information as the secretary may  
16 require. In addition to other information which may be required  
17 by the secretary, the plan shall include the following:

18 \* \* \*

19 (2) A survey of the educational, [vocational] career and  
20 technical and occupational needs of the area and the means by  
21 which the proposed rural regional college will meet those  
22 needs, reengage high school dropouts to earn their secondary  
23 credentials and postsecondary credentials or industry  
24 certification, reduce unemployment and improve the employable  
25 skills of residents of the area to be served by the rural  
26 regional college.

27 \* \* \*

28 Section 1907-G. Powers and duties of board of trustees.

29 (a) General rule.--The board of trustees appointed under  
30 section 1905-G shall administer and supervise the affairs of the

1 rural regional college established under this article. Subject  
2 to any other law and to any regulations promulgated by the State  
3 Board pertaining to rural regional colleges, the board of  
4 trustees shall have the following powers and duties:

5 \* \* \*

6 (9) To enter into contracts for services to high schools  
7 located in the area designated by the secretary under section  
8 1904-G to provide services, including area [vocational-  
9 technical] career and technical education services.

10 \* \* \*

11 Section 39. The definition of "low-achieving school" in  
12 section 2002-B of the act is amended to read:

13 Section 2002-B. Definitions.

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

17 \* \* \*

18 "Low-achieving school." A public school that ranked in the  
19 lowest 15% of the school's designation as an elementary school  
20 or a secondary school based on combined mathematics and reading  
21 scores from the annual assessment administered in the previous  
22 school year and for which the Department of Education has posted  
23 results on the Department of Education's publicly accessible  
24 Internet website. The term does not include a charter school,  
25 cyber charter school or area [vocational-technical] career and  
26 technical school.

27 \* \* \*

28 Section 40. The definition of "school entity" in section  
29 2001-H of the act, added June 22, 2018 (P.L.241, No.39), is  
30 amended to read:

1 Section 2001-H. Definitions.

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

5 \* \* \*

6 "School entity." A school district, intermediate unit, area  
7 [~~vocational-technical~~] career and technical school, charter  
8 school, cyber charter school or regional charter school.

9 Section 41. Sections 2110(b), 2401(8), 2501(1), (9), (10),  
10 (11), (11.1) and (14.1), 2502(a) and (c), 2502.6(b), 2502.8,  
11 2506.1, 2507, 2508, 2508.1, 2508.3, 2508.4, 2508.5, 2509.5(n) (1)  
12 (i), (r) (1) (i), (w) (1) (i) and (dd) (1) (i) and (iii) (A), 2513.1,  
13 2515, 2518 second paragraph, 2552.1(a), (a.1) and (b), 2561  
14 introductory paragraph and (4), 2562, 2563, 2574(e), 2574.2,  
15 2574.3(a), 2575(b), 2577(b) and (c), 2578(b), 2593 heading and  
16 (b), 2594, 2595(b), (c) (1) (iv) and (h), 2597.3, 2597.4(2) (iv),  
17 2597.5(c) (4), 2599(b) and (d) (6), 2599.1(c), 2599.2(f), 2602-  
18 B(e) and (f) and 2604-B(b) (2) (i) and (3) of the act are amended  
19 to read:

20 Section 2110. Eligible Lists of Persons Qualified to Teach;  
21 Appointments.--\* \* \*

22 (b) Except as superintendent of schools, associate  
23 superintendent, assistant district superintendent, director of a  
24 special branch, or as a principal of a high school, junior high  
25 school, state teachers' college, or [~~vocational~~] career and  
26 technical school, no person shall be appointed, promoted, or  
27 transferred to any educational position in the public school  
28 system, in school districts of the first class, whose name does  
29 not appear among the three highest names upon the proper  
30 eligible list, and in school districts of the first class A,

1 whose name does not appear among the top five names upon the  
2 proper eligible list, or within the top ten per centum (10%) of  
3 the names upon the list, whichever is greater. No person holding  
4 a position at the time of the passage of this act shall be  
5 displaced by the above provisions.

6 Section 2401. By Whom Audited.--The finances of every school  
7 district and of every joint school board, in every department  
8 thereof, together with the accounts of all school treasurers,  
9 school depositories, teachers' retirement funds, teachers'  
10 institute funds, directors' association funds, sinking funds,  
11 and other funds belonging to or controlled by the district,  
12 shall be properly audited as follows:

13 \* \* \*

14 [(8) In county vocational school districts, by the county  
15 auditors or county controller.]

16 \* \* \*

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

19 (1) "District Pupils" of a school district shall designate  
20 all pupils enrolled in the public schools of the Commonwealth,  
21 and of adjacent states, who are residents of a given school

22 district.[, except those pupils who are enrolled in the public  
23 schools maintained by the vocational school district, the  
24 territorial limits of which include the school district.]

25 "District Pupils" of a vocational school district shall  
26 designate all pupils enrolled in the public schools, maintained  
27 by the vocational school district who are residents of the  
28 district.]

29 \* \* \*

30 (9) "Real Property Valuation." A school district's[,]

1 [or vocational school district's] or municipality's real property  
2 valuation, to be used for purposes of computing the basic  
3 account standard reimbursement fraction, the subsidiary account  
4 reimbursement fraction, the aid ratio, the market value/income  
5 aid ratio and the equalized millage, shall be the valuation  
6 placed upon its taxable real property by the State Tax  
7 Equalization Board.

8 \* \* \*

9 (10) "Number of District Teaching Units for Purposes of  
10 Determination of Basic Account Standard Reimbursement Fraction,  
11 and Subsidiary Account Reimbursement Fraction." A school  
12 district's [or vocational school district's] number of district  
13 teaching units for purposes of determination of the basic  
14 account standard reimbursement fraction and the subsidiary  
15 account reimbursement fraction shall be obtained as follows: (i)  
16 divide by twenty-two (22) the number of district pupils in  
17 average daily membership in a public high school and in high  
18 school grades of a laboratory school of a State-owned college  
19 during the preceding school term, (ii) divide by thirty (30) the  
20 number of district pupils in average daily membership in a  
21 public elementary school and laboratory school of a State-owned  
22 college during the preceding school term, and (iii) add the  
23 quotients obtained under (i) and (ii) above, except when the  
24 pupil-teacher ratio exceeds thirty-three (33), in which case,  
25 the sum obtained under (i) and (ii) above shall be multiplied by  
26 thirty-three (33) and the product so obtained shall be divided  
27 by the pupil-teacher ratio of the district. No school district  
28 [or vocational school district] shall be credited with less than  
29 one teaching unit. No school district [or vocational school  
30 district] shall be assigned a basic account standard

1 reimbursement fraction lower in value than the minimum  
2 instruction subsidy divided by the maximum instruction subsidy.  
3 All one-room schools operated in accordance with the provisions  
4 of this act shall, if their operation is approved, be credited  
5 with at least one teaching unit. The State Board of Education  
6 shall withhold its approval of any one-room one-teacher school,  
7 unless (i) topography, distance or condition of roads are such  
8 as to make transportation of pupils impractical, or (ii) it is  
9 impossible to accommodate pupils in existing graded schools in  
10 the district or other districts, or (iii) the district is  
11 financially unable to construct a consolidated school.

12 \* \* \*

13 (11) "Actual Instruction Expense Per Elementary Teaching  
14 Unit, Actual Instruction Expense Per Elementary Teaching Unit in  
15 a Laboratory School of a State-owned College, Actual Instruction  
16 Expense Per Secondary Teaching Unit, Actual Instruction Expense  
17 Per Secondary Teaching Unit in a Laboratory School of a State-  
18 owned College, Actual Instruction Expense Per Joint Elementary  
19 Teaching Unit, Actual Instruction Expense Per Joint Secondary  
20 Teaching Unit, Actual Instruction Expense Per Area Technical  
21 School Teaching Unit." In 1958 in the month of September and  
22 thereafter annually in the month of September, the Department of  
23 [Public Instruction] Education shall calculate for each school  
24 district for the immediately preceding school year the actual  
25 instruction expense per elementary teaching unit for elementary  
26 pupils educated in the district's public schools, the actual  
27 instruction expense per secondary teaching unit for secondary  
28 pupils educated in the district's public schools, the actual  
29 instruction expense per joint elementary teaching unit for  
30 elementary pupils educated in elementary schools of jointures of

1 which the district is a member, the actual instruction expense  
2 per joint secondary teaching unit for secondary pupils educated  
3 in secondary schools of jointures of which the district is a  
4 member, the actual instruction expense per area technical school  
5 teaching unit for pupils educated in area technical schools in  
6 which the district participates, the actual instruction expense  
7 per elementary teaching unit for elementary pupils residing in  
8 the district and educated in the public schools of other  
9 districts within the Commonwealth, and the actual instruction  
10 expense per secondary teaching unit for secondary pupils  
11 residing in the district and educated in the public schools of  
12 other districts within the Commonwealth. In each case, actual  
13 instruction expense per teaching unit shall be the sum of (i)  
14 and (ii) below but in no case shall include expenses for debt  
15 service, capital outlay, rentals of capital facilities and  
16 equipment, salaries and expenses for school nurses, for medical  
17 and dental services, for driver education courses, for  
18 reimbursable transportation of pupils, for tuition paid to other  
19 school districts, for reimbursable board and lodging in lieu of  
20 transportation, for salaries of directors and supervisors of  
21 special education, public school psychologists, principals of  
22 special schools and assistants, teachers of approved special  
23 classes for physically and mentally handicapped children, clerks  
24 and assistants employed in programs for special education, for  
25 school district contributions to the retirement fund on behalf  
26 of directors and supervisors of special education, public school  
27 psychologists, principals of special schools and assistants,  
28 teachers of approved special classes for physically and mentally  
29 handicapped children, clerks and assistants employed in programs  
30 for special education, for the cost of textbooks and supplies of

1 the second class used in special education classes or schools,  
2 for extension schools and classes, for extension recreation  
3 activities, for [vocational] career and technical extension  
4 education, or for instruction of homebound children. (i)  
5 Expenses of general control per teaching unit. Expenses of  
6 general control shall include: salaries, supplies and other  
7 expenses of the secretary's office; commission or salary of  
8 treasurer, tax collector, auditors and legal service; expenses  
9 of census enumeration and other expenses of business  
10 administration; salaries of the superintendent of schools and  
11 clerks of the superintendent of schools; expenses of supplies  
12 and other expenses of the superintendent of schools' office; and  
13 other expenses of general control. In the case of computation of  
14 actual instruction expense per elementary teaching unit for  
15 district pupils educated in the schools of the district and for  
16 district pupils educated in the public schools of other  
17 districts within the Commonwealth and actual instruction expense  
18 per secondary teaching unit for district pupils educated in the  
19 schools of the district and for district pupils educated in the  
20 public schools of other districts within the Commonwealth,  
21 expenses of general control per teaching unit shall be  
22 calculated by dividing the foregoing listed expenses of general  
23 control of the school district by the number of teaching units  
24 based on the number of all pupils who are residents of the  
25 school district and are in average daily membership in the  
26 public schools of the Commonwealth. In the case of computation  
27 of actual instruction expense per joint elementary teaching unit  
28 and actual instruction expense per joint secondary teaching  
29 unit, expenses of general control per teaching unit shall be  
30 calculated by dividing the foregoing listed expenses of general

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

1 (c), (d), and (e) below by the numbers of elementary, secondary,  
2 joint elementary, joint secondary, and area technical school  
3 teaching units, respectively, based on the number of all pupils  
4 on an equivalent full-time basis in average daily membership in  
5 the public schools of the district, or joint district, or the  
6 area technical school, or other school district within the  
7 Commonwealth in which pupils of the district are educated, as  
8 the case may be; (a) expenses of instruction, to include  
9 salaries of supervisors and other expenses of supervisors,  
10 salaries of principals and principals' clerks, supplies of the  
11 principals' offices, other expenses of supervision, teachers'  
12 and teacher-librarians, salaries, textbooks, library books,  
13 supplies used in instruction including library supplies,  
14 expenses of attending teachers' institutes, commencement  
15 exercise and exhibit expenses, and other expenses of  
16 instruction, (b) expenses of auxiliary agencies and coordinate  
17 activities, to include salaries, books, repairs, replacements,  
18 and other expenses of public libraries, and non-reimbursable  
19 transportation and board and lodging in lieu of transportation,  
20 and provisions for tubercular and undernourished children,  
21 community lectures, social centers and recreation, enforcement  
22 of attendance, and other expenses of auxiliary agencies and  
23 coordinate activities, (c) expenses of operation of school  
24 plant, to include wages of janitors and other employes, fuel,  
25 water, light, power, janitors' supplies, care of grounds,  
26 services other than personal, telephone rental, and other  
27 expenses of operation, (d) expenses of maintenance of school  
28 plant, to include upkeep of grounds, repair of buildings,  
29 repairs and replacements, heating, plumbing, lighting, apparatus  
30 used in instruction, furniture, and other equipment, (e)

1 expenses of fixed charges, to include payments made to the  
2 retirement board, rent, all insurance, and other fixed charges:  
3 Provided, That the actual instruction expense for elementary  
4 teaching unit for district pupils educated in the elementary  
5 grades of a laboratory school of a State-owned college and the  
6 actual instruction expenses for secondary teaching unit for  
7 district pupils educated in the high school grades of a  
8 laboratory school of a State-owned college shall be computed by  
9 (i) dividing the total amount of money paid to the State-owned  
10 college by the resident district for the education of all  
11 resident elementary children enrolled in a laboratory school of  
12 a State-owned college by the number of such elementary teaching  
13 units based on the total number of such resident children in  
14 average daily membership in the laboratory school, (ii) dividing  
15 the total amount of money paid to the State-owned college by the  
16 resident district for the education of all resident secondary  
17 children enrolled in a laboratory school of a State-owned  
18 college by the number of such secondary teaching units based on  
19 the total number of such resident children in average daily  
20 membership in the laboratory school. The teaching units are  
21 computed on the basis of thirty (30) equivalent full time  
22 elementary children and twenty-two (22) equivalent full time  
23 secondary children.

24 (11.1) "Actual Instruction Expense per Weighted Average  
25 Daily Membership." For the school year 1966-1967, and each  
26 school year thereafter, the [Superintendent of Public  
27 Instruction] Secretary of Education shall calculate for each  
28 school district the actual instruction expense per weighted  
29 average daily membership for each district pupil. The actual  
30 instruction expense shall include all General Fund expenses of

1 the district except those for health services, transportation,  
2 debt service, capital outlay, home-bound instruction, and  
3 outgoing transfers to community colleges and technical  
4 institutes. From this cost shall be deducted the amount received  
5 from the State for driver's education; special class operation;  
6 [vocational] career and technical curriculums; area [vocational]  
7 career and technical schools; payments of tuition by district  
8 patrons, parents, the State and Federal government; and all  
9 moneys received from the State or Federal government under  
10 Public Laws 89-10 (Elementary and Secondary Education Act), 88-  
11 452 (Economic Opportunity Act), and 87-415 (Manpower Training  
12 and Development Act) and for projects under section 2508.3 of  
13 this act. The actual instruction expense so determined, when  
14 divided by the weighted average daily membership for the  
15 district shall be the actual instruction expense per weighted  
16 average daily membership.

17 \* \* \*

18 (14.1) "Market Value/Income Aid Ratio." For purposes of  
19 reimbursement to a school district under subsections (d), (e),  
20 and (f) of section 2502, section 2502.8, section 2502.22,  
21 section 2502.25, section 2502.26 and section 2592, or to an  
22 intermediate unit or area [vocational-technical] career and  
23 technical school, shall be the Commonwealth's method of  
24 determining the combined market value and income wealth for each  
25 pupil, and shall be computed, for the school year for which  
26 reimbursement is being paid, as follows:

27 (a) (i) Divide the market value per weighted average daily  
28 membership of the district, intermediate unit or area  
29 [vocational-technical] career and technical school by the market  
30 value per weighted average daily membership of the State;

1 (ii) Determine the product of subsection (a)(i) multiplied  
2 by .5;

3 (iii) Subtract the resultant product in subsection (a)(ii)  
4 from 1.000 to determine the market value portion of the aid  
5 ratio.

6 (iv) For purposes of the calculation described in subsection  
7 (a)(i) through (iii), the market value of a district shall be  
8 the real property valuation of the district for the calendar  
9 year that concluded during the school year immediately preceding  
10 the school year for which reimbursement is being paid. The  
11 market value of an intermediate unit or area [~~vocational-~~  
12 ~~technical~~] career and technical school shall be the sum of the  
13 real property valuations of each of its component districts for  
14 the calendar year that concluded during the school year  
15 immediately preceding the school year for which reimbursement is  
16 being paid. The weighted average daily membership of a district  
17 shall be the weighted average daily membership for the school  
18 year immediately preceding the school year for which  
19 reimbursement is being paid. The weighted average daily  
20 membership of an intermediate unit or area [~~vocational-~~  
21 ~~technical~~] career and technical school shall be the sum of the  
22 weighted average daily memberships of each of its component  
23 districts for the school year immediately preceding the school  
24 year for which reimbursement is being paid.

25 (b) (i) Divide the income per weighted average daily  
26 membership of the district, the intermediate unit or area  
27 [~~vocational-technical~~] career and technical school by the  
28 average personal income per weighted average daily membership of  
29 the State;

30 (ii) Determine the product of subsection (b)(i) multiplied

1 by .5;

2 (iii) Subtract the resultant product in subsection (b) (ii)  
3 from 1.000 to determine the income aid ratio.

4 (iv) For purposes of the calculation described in subsection  
5 (b) (i) through (iii), the income of a district shall be the  
6 personal income valuation of the district. The income of an  
7 intermediate unit or area [vocational-technical] career and  
8 technical school shall be the sum of the personal income  
9 valuations of each of its component districts. The weighted  
10 average daily membership of the district shall be the weighted  
11 average daily membership for the school year immediately  
12 preceding the school year for which reimbursement is being paid.  
13 The weighted average daily membership of an intermediate unit or  
14 area [vocational-technical] career and technical school shall be  
15 the sum of the weighted average daily memberships of each of its  
16 component districts for the school year immediately preceding  
17 the school year for which reimbursement is being paid.

18 (c) Add sixty percent (60%) of the market value aid ratio to  
19 forty percent (40%) of the income aid ratio to determine the  
20 market value/income aid ratio.

21 (d) For payments beginning in the 1989-1990 school year and  
22 each school year thereafter, the Department of Education shall  
23 utilize an adjusted personal income valuation for the 1987 tax  
24 year and each tax year thereafter respectively in computing the  
25 market value/income aid ratio for such districts. The adjusted  
26 personal income valuation shall be calculated by dividing the  
27 total out-of-State tax credits claimed by the residents of a  
28 school district by the State personal income tax rate and  
29 subtracting that amount from the total personal income valuation  
30 for the individual school district. The State total personal

1 income valuation shall remain that as certified by the  
2 Department of Revenue and shall not be adjusted to reflect out-  
3 of-State tax credits.

4 \* \* \*

5 Section 2502. Payments on Account of Instruction.--(a)

6 Every school district [and every vocational school district]

7 shall be paid by the Commonwealth on account of the instruction  
8 of pupils an amount to be determined by multiplying the numbers  
9 of elementary, secondary, joint elementary, joint secondary,

10 State-owned college laboratory school, or area technical school  
11 teaching units, each based on the number of all pupils, except  
12 kindergarten pupils, who are residents of the district and are

13 in average daily membership in the district's public schools,  
14 joint elementary schools, joint high schools, laboratory schools  
15 of State-owned colleges, or area technical schools respectively,

16 and in the case of kindergarten pupils based on the number of  
17 kindergarten teachers employed: Provided, That for the school  
18 year 1962-1963, and for each school year thereafter, the number

19 of equivalent full time kindergarten teachers in a laboratory  
20 school of a State-owned college shall be prorated among all the  
21 districts having children enrolled in the laboratory school

22 kindergarten on the basis of the total number of kindergarten  
23 pupils who are legal residents of such districts and who are in  
24 average daily membership in the laboratory school kindergarten,

25 and for the school year 1957-1958 and for each school year  
26 thereafter, the numbers of elementary or secondary teaching  
27 units, each based on the number of all pupils who are residents

28 of the district and who are in average daily membership in the  
29 elementary schools or secondary schools of other school  
30 districts within the Commonwealth, by the district's basic

1 account standard reimbursement fraction; and for the school year  
2 1955-1956 by four thousand nine hundred dollars (\$4900); for the  
3 school year 1956-1957 by five thousand three hundred dollars  
4 (\$5300); for the school year 1957-1958 and for each school year  
5 thereafter by the lesser of actual instruction expense per  
6 elementary, secondary, joint elementary, joint secondary,  
7 laboratory school elementary, laboratory school secondary, area  
8 technical school, elementary educated in the public schools of  
9 other districts within the Commonwealth, secondary educated in  
10 the public schools of other districts within the Commonwealth  
11 teaching unit, each as the case may be, or five thousand eight  
12 hundred dollars (\$5800); for the school year 1962-1963 by the  
13 lesser of actual instruction expense per elementary, secondary,  
14 joint elementary, joint secondary, laboratory school elementary,  
15 laboratory school secondary, area technical school, elementary  
16 educated in the public schools of other districts within the  
17 Commonwealth, secondary educated in the public schools of other  
18 districts within the Commonwealth teaching unit, each as the  
19 case may be, or six thousand five hundred dollars (\$6500); and  
20 for the school year 1963-1964 and for each school year  
21 thereafter by the lesser of actual instruction expense per  
22 elementary, secondary, joint elementary, joint secondary,  
23 laboratory school elementary, laboratory school secondary, area  
24 technical school, elementary educated in the public schools of  
25 other districts within the Commonwealth, secondary educated in  
26 the public schools of other districts within the Commonwealth  
27 teaching unit, each as the case may be, or six thousand eight  
28 hundred dollars (\$6800). For the school year 1953-1954 and each  
29 school year thereafter, teaching units shall be based on the  
30 number of all pupils, except kindergarten pupils, who are

1 residents of the school district in average daily membership in  
2 the district's public schools in State-owned college laboratory  
3 schools and in elementary schools and high schools operated by  
4 joint boards of which the district of residence is a member, and  
5 in area technical schools in which the district of residence  
6 participates. In the case of kindergarten pupils, teaching units  
7 shall be one for each kindergarten teacher employed by the  
8 district: Provided, That for the school year 1957-1958 and for  
9 each school year thereafter, additional teaching units shall be  
10 based on the numbers of all pupils who are residents of the  
11 district and are in average daily membership in the elementary  
12 schools of other districts in the Commonwealth or who are in  
13 average daily membership in the secondary schools of other  
14 districts within the Commonwealth: Further provided, That in the  
15 case of such pupils teaching units shall be calculated on the  
16 basis of thirty-five (35) elementary pupils and twenty-six (26)  
17 secondary pupils per teaching unit, respectively.

18 \* \* \*

19 (c) For no year shall any school district [or vocational  
20 school district] receive less than the minimum subsidy per  
21 teaching unit, nor shall any school district of the first class  
22 A, during the school year 1953-1954 for the school year 1952-  
23 1953, or during the school year 1954-1955 for the school year  
24 1953-1954, or during the school year 1955-1956 for the school  
25 year 1954-1955, receive less per teaching unit than the amount  
26 received by any district of the first class.

27 \* \* \*

28 Section 2502.6. Proportionate Reduction of Payments.--\* \* \*

29 (b) If the sums appropriated for the 1982-1983 school year  
30 and each school year thereafter are not sufficient to pay in

1 full the total amounts to which all qualified school districts,  
2 intermediate units, area [vocational-technical] career and  
3 technical schools and nonpublic schools are entitled to receive  
4 under the provisions of sections 917.1-A, 919.1-A, 922.1-A, 923-  
5 A(d) and 2502.8 for such year, the allocations to the school  
6 districts, intermediate units, area [vocational-technical]  
7 career and technical schools and nonpublic schools shall be  
8 proportionately reduced to the extent necessary to bring the  
9 aggregate of the school district, intermediate unit, area  
10 [vocational-technical] career and technical school and nonpublic  
11 school allocations within the limits of the amounts  
12 appropriated.

13 Section 2502.8. Payments on Account of Pupils Enrolled in  
14 [Vocational] Career and Technical Curriculums.--(a) For the  
15 purpose of reimbursement in accordance with this section,  
16 [vocational] career and technical curriculums are agriculture  
17 education, marketing and distributive occupational education,  
18 health occupations education, [home economics] family and  
19 consumer sciences education (gainful), business education,  
20 computer and information technology, technical education, trade  
21 and industrial education, or any other occupational oriented  
22 program approved by the Secretary of Education.

23 (b) For the 1981-1982 school year through the 1984-1985  
24 school year, each school district so entitled shall be paid, in  
25 addition to any other subsidy to which it is entitled, an amount  
26 on account of resident pupils enrolled in [vocational] career  
27 and technical curriculums; for the 1985-1986 school year through  
28 the 1999-2000 school year, each school district and area  
29 [vocational-technical] career and technical school shall be paid  
30 an amount on account of students enrolled in [vocational] career

1 and technical curriculums; for the 2000-2001 school year and  
2 each school year thereafter, each school district, area  
3 [vocational-technical] career and technical school and charter  
4 school shall be paid an amount on account of students enrolled  
5 in [vocational] career and technical curriculums, determined as  
6 follows:

7 (1) Determine the increase in the weighted average daily  
8 membership by multiplying the number of students in average  
9 daily membership in [vocational] career and technical  
10 curriculums in area [vocational-technical] career and technical  
11 schools by twenty-one hundredths (.21) and the number of  
12 students in average daily membership in school district and  
13 charter school [vocational] career and technical curriculums by  
14 seventeen hundredths (.17).

15 (2) Multiply the lesser of the district's actual instruction  
16 expense per weighted average daily membership or the base earned  
17 for reimbursement by the market value/income aid ratio or by  
18 three hundred seventy-five thousandths (.375), whichever is  
19 greater.

20 (3) Multiply the increase in weighted average daily  
21 membership determined in clause (1) by the result of clause (2).

22 (4) For the 1985-1986 through 1999-2000 school years, the  
23 Commonwealth shall pay the amount required by this section to  
24 the school district or area [vocational-technical] career and  
25 technical school which provides the program upon which  
26 reimbursement is based.

27 (5) For the 2000-2001 school year and each school year  
28 thereafter, the Commonwealth shall pay the amount required under  
29 this section to the school district, area [vocational-technical]  
30 career and technical school or charter school which provides the

1 programs upon which reimbursement is based.

2 (c) For the school year 1998-1999, any additional funding  
3 provided by the Commonwealth over the amount provided for the  
4 school year 1997-1998 will be distributed to area [vocational-  
5 technical] career and technical schools and to school districts  
6 with eight (8) or more [vocational] career and technical  
7 programs based on subsection (b).

8 (d) For the school year 1999-2000, any additional funding  
9 provided by the Commonwealth over the amount provided for the  
10 school year 1998-1999 will be distributed to area [vocational-  
11 technical] career and technical schools, to school districts  
12 with eight (8) or more [vocational] career and technical  
13 programs and to school districts offering a [vocational] career  
14 and technical agricultural education program, based on  
15 subsection (b).

16 (e) For the school year 2000-2001 and each school year  
17 thereafter, any additional funding provided by the Commonwealth  
18 over the amount provided for the school year 1998-1999 will be  
19 distributed to area [vocational-technical] career and technical  
20 schools, to school districts and charter schools with eight (8)  
21 or more [vocational] career and technical programs and to school  
22 districts and charter schools offering a [vocational] career and  
23 technical agricultural education program based on subsection  
24 (b).

25 Section 2506.1. Payments on Account of Approved Adult  
26 Program Travel.--(a) Every school district and area  
27 [vocational-technical] career and technical school shall be paid  
28 by the Commonwealth for every school year, on account of  
29 approved adult [vocational] career and technical program  
30 traveling expenses in the discharge of teaching and supervisory

1 responsibilities of teachers, coordinators, supervisors and  
2 directors in [vocational] career and technical education, eighty  
3 per centum (80%) of the sum expended by the school district or  
4 area [vocational-technical] career and technical school for such  
5 approved travel.

6 (b) For the 1991-1992 school year and each school year  
7 thereafter, the Commonwealth shall pay the amount required by  
8 this section to the school district or area [vocational-  
9 technical] career and technical school which provides the  
10 program upon which such reimbursement is based.

11 Section 2507. Payments on Account of Approved [Vocational]  
12 Career and Technical Extension Classes and Pre-employment  
13 Training.--Every school district and every [vocational school  
14 district and area vocational-technical] area career and  
15 technical school, regardless of classification, shall be paid by  
16 the Commonwealth for every school year, on account of approved  
17 [vocational] career and technical extension classes and pre-  
18 employment training, eighty per cent (80%) of the sum which was  
19 expended by the district or area [vocational-technical] career  
20 and technical school for the compensation of [vocational] career  
21 and technical extension and pre-employment training teachers and  
22 supervisors. For the purpose of computing reimbursement, the  
23 maximum compensation shall be four dollars (\$4.00) per hour for  
24 the 1985-1986 through the 1989-1990 school years and eight  
25 dollars and sixty cents (\$8.60) per hour for the 1990-1991  
26 school year and each school year thereafter and the amount  
27 expended for supervisory salaries shall not exceed twenty per  
28 cent (20%) of the sum expended for teachers' salaries: Provided,  
29 That in special cases when travel time or unusual preparation of  
30 instructional materials or other factors result in an inadequate

1 compensation, the Department of Education may approve additional  
2 reimbursable employment time for such additional services upon  
3 the submission of adequate substantiative evidence from the  
4 responsible superintendent of schools. For the 1985-1986 school  
5 year and each school year thereafter, the Commonwealth shall pay  
6 the amount required by this section to the school district or  
7 area [vocational-technical] career and technical school which  
8 provided the approved [vocational] career and technical  
9 extension classes and pre-employment training for which  
10 reimbursement is made.

11 Section 2508. Distribution of Unencumbered Funds for  
12 [Vocational] Career and Technical Education.--The State Board  
13 [for Vocational] of Career and Technical Education shall  
14 administer the allocation of Federal and State [vocational]  
15 career and technical education funds which are otherwise  
16 unencumbered. Allocations shall be made for the furtherance of  
17 the provisions of the State and Federal [vocational] career and  
18 technical education acts with emphasis on the improvement of  
19 facilities, reimbursement of teachers' salaries, research and  
20 projects which will contribute to the economic welfare of youth  
21 and adults.

22 Section 2508.1. Payment on Account of Equipment Purchased  
23 for Area [Vocational-Technical] Career and Technical Schools and  
24 Technical Institutes.--Every area [vocational-technical] career  
25 and technical board operating approved area [vocational-  
26 technical] career and technical schools or technical institutes  
27 shall be paid by the Commonwealth, annually, on account of  
28 instructional equipment approved by the Department of [Public  
29 Instruction] Education, purchased and installed, a proportionate  
30 share of Federal and State funds available and expendable for

1 that purpose. The Department of [Public Instruction] Education  
2 may make advanced payment of available but unencumbered State  
3 and Federal funds to expedite the purchase of equipment.

4 Section 2508.3. Payments for [Vocational] Career and  
5 Technical Training of Recipients of Public Assistance and  
6 Unemployment Compensation.--The State Board [for Vocational] of  
7 Career and Technical Education shall establish rules and  
8 regulations and thereunder, approve and authorize payment of the  
9 full cost of intensive [vocational] career and technical  
10 education classes for qualified public assistance recipients or  
11 other unemployed, to take definite available employment which  
12 may be contingent upon such training.

13 The State Board [for Vocational] of Career and Technical  
14 Education shall further establish rules and regulations and  
15 thereunder approve and authorize payments from funds  
16 specifically appropriated for that purpose up to the full cost,  
17 including administration, of intensive [vocational] career and  
18 technical educational classes to increase skill levels for those  
19 persons for whom there are no public training programs available  
20 as the unfilled and expanding needs of the Pennsylvania economy  
21 shall require in the following categories:

- 22 (1) Part-time workers not otherwise employed;  
23 (2) Employed persons who are working below their skill  
24 levels and capacities.

25 Said rules and regulations shall further provide for the  
26 implementation of emergency training programs, as the needs of  
27 the Pennsylvania economy and the requirements of the above-  
28 categorized persons shall require. The board shall authorize  
29 said emergency programs and the funding thereof, under said  
30 rules and regulations as the necessity therefor shall become

1 apparent.

2 Said board shall, from time to time, conduct necessary  
3 studies and surveys to determine the need for the establishment  
4 of said programs and facilities as the needs of the Pennsylvania  
5 economy and such persons shall require.

6 Section 2508.4. Payments on Account of Improvements and  
7 Additions in [Vocational-Technical] Career and Technical  
8 Curriculums.--Every area [vocational] career and technical board  
9 operating an approved program of [vocational] career or  
10 technical education in its own or rented space shall be paid by  
11 the Commonwealth for every school year on account of approved  
12 replacement, updating and improvement of equipment and on  
13 account of approved new or additional equipment up to fifty per  
14 cent of the cost of such improvements and additions.

15 Section 2508.5. Payment on Account of Equipment Purchased  
16 for Area [Vocational-Technical] Career and Technical Schools and  
17 School Districts.--(a) For the 2013-2014 school year, each area  
18 [vocational-technical] career and technical school and school  
19 district with an approved [vocational] career and technical  
20 program that applies to and is approved by the Department of  
21 Education under subsection (b) for funding for the purchase of  
22 equipment that meets industry standards for the purpose of  
23 training to students shall receive a grant in an amount equal to  
24 the sum of the following:

25 (1) An equal share of one million five hundred thousand  
26 dollars (\$1,500,000), determined by dividing one million five  
27 hundred thousand dollars (\$1,500,000) by the total number of  
28 area [vocational-technical] career and technical schools and  
29 school districts that have been approved for funding by the  
30 Department of Education under subsection (b).

1 (2) A per student amount calculated as follows:

2 (i) Multiply the 2012-2013 average daily membership in  
3 approved [vocational] career and technical education programs  
4 for each area [vocational-technical] career and technical school  
5 or school district that has been approved for funding by the  
6 Department of Education under subsection (b) by one million five  
7 hundred thousand dollars (\$1,500,000).

8 (ii) Divide the product from subclause (i) by the sum of the  
9 2012-2013 average daily membership in approved [vocational]  
10 career and technical education programs for all area  
11 [vocational-technical] career and technical schools and school  
12 districts that have been approved for funding by the Department  
13 of Education under subsection (b).

14 (b) (1) Within thirty (30) days of the effective date of  
15 this subsection, the Department of Education shall establish  
16 guidelines under which area [vocational-technical] career and  
17 technical schools, and school districts with approved  
18 [vocational] career and technical programs may apply to the  
19 department for funding for the purchase of equipment, which  
20 shall include a funding application and an application deadline.

21 (2) The funding application established by the Department of  
22 Education pursuant to clause (1) shall require only the  
23 following information which may be collected electronically:

24 (i) Name, address, e-mail address and telephone number of  
25 the area [vocational-technical] career and technical school or  
26 school district.

27 (ii) Name, e-mail address and telephone number of an employe  
28 of the area [vocational-technical] career and technical school  
29 or school district who will be available to answer questions  
30 regarding the funding application.

1 (iii) Description of the equipment for which the requested  
2 funding will be used.

3 (3) In approving funding applications under this section,  
4 the Department of Education shall request and consider no  
5 information other than the information provided in the funding  
6 application established under clause (2). Each area [vocational-  
7 technical] career and technical school or school district with  
8 an approved [vocational] career and technical program that  
9 submits a completed funding application under this subsection  
10 shall receive funding in the amount determined under subsection  
11 (a).

12 Section 2509.5. Special Education Payments to School  
13 Districts.--\* \* \*

14 (n) School districts will qualify for supplemental payments  
15 under subsection (m) if:

16 (1) (i) the school district's special education  
17 expenditures for the 1994-1995 school year, as a percentage of  
18 the sum of the school district's 1994-1995 school year  
19 expenditures for regular education, [vocational-technical]  
20 career and technical education and special education, are equal  
21 to or greater than the special education expenditures of all  
22 school districts for the 1994-1995 school year, as a percentage  
23 of the sum of the 1994-1995 school year expenditures of all  
24 school districts for regular education, [vocational-technical]  
25 career and technical education and special education; and

26 \* \* \*

27 (r) School districts will qualify for supplemental payments  
28 under subsection (q) if:

29 (1) (i) the school district's special education  
30 expenditures for the 1995-1996 school year as a percentage of

1 the sum of the school district's 1995-1996 school year  
2 expenditures for regular education, [vocational-technical]  
3 career and technical education and special education is equal to  
4 or greater than the special education expenditures of all school  
5 districts for the 1995-1996 school year as a percentage of the  
6 sum of the 1995-1996 school year expenditures of all school  
7 districts for regular education, [vocational-technical] career  
8 and technical education and special education; and

9 \* \* \*

10 (w) School districts shall qualify for supplemental payments  
11 under subsection (v) if:

12 (1) (i) The school district's special education  
13 expenditures for the 1996-1997 school year as a percentage of  
14 the sum of the school district's 1996-1997 school year  
15 expenditures for regular education, [vocational-technical]  
16 career and technical education and special education is equal to  
17 or greater than the special education expenditures of all school  
18 districts for the 1996-1997 school year as a percentage of the  
19 sum of the 1996-1997 school year expenditures of all school  
20 districts for regular education, [vocational-technical] career  
21 and technical education and special education;

22 \* \* \*

23 (dd) Supplemental payments shall be as follows:

24 (1) School districts shall qualify for additional  
25 supplemental payments if all of the following apply:

26 (i) The school district's special education expenditures for  
27 the 1997-1998 school year, as a percentage of the sum of the  
28 school district's 1997-1998 school year expenditures for regular  
29 education, [vocational-technical] career and technical education  
30 and special education, is equal to or greater than the special

1 education expenditures of all school districts for the 1997-1998  
2 school year, as a percentage of the sum of the 1997-1998 school  
3 year expenditures of all school districts for regular education,  
4 [vocational-technical] career and technical education and  
5 special education.

6 \* \* \*

7 (iii) The district does not meet all of the following  
8 criteria:

9 (A) The school district's special education expenditures for  
10 the 1997-1998 school year, as a percentage of the sum of the  
11 school district's 1997-1998 school year expenditures for regular  
12 education, [vocational-technical] career and technical education  
13 and special education, is equal to or greater than the special  
14 education expenditures of all school districts for the 1997-1998  
15 school year, as a percentage of the sum of the 1997-1998 school  
16 year expenditures of all school districts for regular education,  
17 [vocational-technical] career and technical education and  
18 special education.

19 \* \* \*

20 Section 2513.1. Certificates of Expenditures for  
21 [Vocational] Career and Technical Schools.--On or before the  
22 tenth day of July of each year, the school directors of each  
23 district shall present to the [Superintendent of Public  
24 Instruction] Secretary of Education a statement of the amount  
25 expended during the school year previous to such first day of  
26 July for instruction in approved local or joint [vocational]  
27 career and technical industrial, [vocational homemaking,  
28 vocational] career and technical family and consumer sciences,  
29 career and technical marketing and distributive occupational or  
30 [vocational] career and technical agricultural schools or

1 departments. On the basis of such a statement the  
2 [Superintendent of Public Instruction] Secretary of Education,  
3 as the executive officer of the State Board [for Vocational] of  
4 Career and Technical Education, shall pay such school districts  
5 and joint school districts such reimbursement for the previous  
6 school year as is provided for in this act.

7 Section 2515. Ascertainment of Amounts Required;  
8 Apportionment.--The [Superintendent of Public Instruction]  
9 Secretary of Education shall ascertain and determine the amount  
10 of funds required to meet each payment to school districts[,]  
11 and intermediate units [and vocational school districts] which  
12 become due and payable within each fiscal year, on the data and  
13 material contained in the certificates which school districts[,]  
14 and intermediate units [and vocational school districts] are  
15 required to file with the [superintendent] Secretary of  
16 Education at such time as [he] the secretary shall determine.  
17 The [superintendent] Secretary of Education shall apportion and  
18 allot the same to and among the respective districts and  
19 intermediate units. The amount paid to any district or  
20 intermediate unit within any fiscal year shall be computed on  
21 the data and information contained in the certificates required  
22 to be filed each year, as herein provided. Each district's  
23 valuation to be used for purposes of computing its standard  
24 reimbursement fraction for the school year 1949-1950 and  
25 thereafter or for purposes of computing the aid ratio for the  
26 school year 1966-1967, and thereafter, shall be the valuation  
27 placed upon its taxable real property by the State Tax  
28 Equalization Board.

29 Section 2518. Forfeitures for Employing Improperly Certified  
30 Individuals.--\* \* \*

1 The foregoing forfeitures of reimbursement units on account  
2 of employes uncertificated for the position in which employed,  
3 and on account of substitutes, shall not apply in the case of  
4 employes in positions after July 1, 1966: Provided, however,  
5 That any school district or any county board of school directors  
6 with respect to area technical schools that from July 1, 1966,  
7 to July 1, 1992, has had in its employ any person in a teaching,  
8 specialist, supervisory or administrative capacity who has not  
9 been certificated for said position by the Department of  
10 Education, or that has had in its employ a substitute in a  
11 position where a vacancy exists for a full year or more without  
12 the specific written approval of the Secretary of Education,  
13 shall forfeit an amount equal to the minimum salary mandated by  
14 law for the position less the product of said salary and the aid  
15 ratio of the district. Notwithstanding the above, after July 1,  
16 1992, any school district, intermediate unit, area [vocational-  
17 technical] career and technical school or other public school in  
18 this Commonwealth that has in its employ any person in a  
19 position that is subject to the certification requirements of  
20 the Department of Education but who has not been certificated  
21 for his position by the Department of Education or that has in  
22 its employ a substitute in a position where a vacancy exists for  
23 a full year or more without the specific written approval of the  
24 Secretary of Education shall forfeit an amount equal to six  
25 thousand dollars (\$6,000) less the product of six thousand  
26 dollars (\$6,000) and the district's market value/income aid  
27 ratio. Any exemption from forfeiture by reason of employment on  
28 or before July 1, 1962 as provided elsewhere in this section  
29 shall not be invalidated by this amendment.

30 Section 2552.1. Effect of Failure to File Reports.--(a) The

1 Department of Education shall order the forfeiture of three  
2 hundred dollars (\$300) per day by a school district, charter  
3 school, cyber charter school, area [vocational-technical] career  
4 and technical school or intermediate unit that does not submit  
5 its annual budget to the Department of Education within thirty  
6 (30) days of the submittal date established by the Department of  
7 Education. The forfeiture shall continue until a report and  
8 annual budget that meet established criteria are submitted. The  
9 Department of Education shall deduct the amount of the  
10 forfeiture from any and all State payments made to the school  
11 district, charter school, cyber charter school, area  
12 [vocational-technical] career and technical school or  
13 intermediate unit.

14 (a.1) (1) The Department of Education shall order the  
15 following forfeitures against a school district, charter school,  
16 cyber charter school, area [vocational-technical] career and  
17 technical school or intermediate unit that does not submit its  
18 annual financial report to the Department of Education within  
19 thirty (30) days of the submittal date established under  
20 sections 218 and 921-A:

21 (i) Three hundred dollars (\$300) per day for the first  
22 violation.

23 (ii) Five hundred dollars (\$500) per day for the second or  
24 subsequent violations.

25 (2) The forfeiture shall continue until a report that meets  
26 established criteria is submitted. The Department of Education  
27 shall deduct the amount of the forfeiture from any and all State  
28 payments made to the school district, charter school, cyber  
29 charter school, area [vocational-technical] career and technical  
30 school or intermediate unit.

1 (b) The Department of Education shall order the forfeiture  
2 of three hundred dollars (\$300) per day by a school district,  
3 charter school, area [vocational-technical] career and technical  
4 school or intermediate unit that does not submit its pupil  
5 membership/child accounting reports within thirty (30) days of  
6 the submittal date established by the Department of Education.  
7 The forfeiture shall continue until a report that meets  
8 established criteria is submitted. The Department of Education  
9 shall deduct the amount of the forfeiture from any and all State  
10 payments made to the school district, charter school, area  
11 [vocational-technical] career and technical school or  
12 intermediate unit.

13 \* \* \*

14 Section 2561. Tuition Charges for Pupils of Other  
15 Districts.--A school district [or vocational school district]  
16 receiving elementary or high school pupils or [vocational]  
17 career and technical or other extension education pupils who are  
18 residents of another school district [or another vocational  
19 school district] shall compute the tuition charges as follows:

20 \* \* \*

21 (4) [Vocational] Career and Technical or Other Extension  
22 Tuition Charge. Add the salaries of administrators, supervisors,  
23 instructors, clerks and custodians specifically employed in the  
24 school district's [or vocational school district's] annual  
25 program of [Vocational] Career and Technical or other Extension  
26 Education, the cost of textbooks, and supplies of the second  
27 class issued for the program incurred for the school year  
28 immediately preceding. A charge of five cents (.05) per pupil  
29 hour of instruction for the district overhead and plant usage.  
30 Subtract from the sum so obtained the amount of State

1 appropriation applicable. The remainder shall be designated as  
2 the "district cost for [vocational] career and technical or  
3 other extension education." Determine the total pupil hours of  
4 instruction during the school year immediately preceding, divide  
5 the "district cost for [vocational] career and technical or  
6 other extension education" by the total pupil hours of  
7 instruction. The cost so determined shall be the "[vocational]  
8 career and technical or other extension tuition [charge] charge"  
9 per pupil hour of instruction.

10 \* \* \*

11 Section 2562. Payments by Districts for Pupils Attending in  
12 Other Districts.--For each elementary or high school pupil  
13 attending a public school of another district, the receiving  
14 district shall bill the sending district, and the sending  
15 district shall pay the amount of the tuition charge per  
16 elementary pupil, or the tuition charge per high school pupil,  
17 as the case may be. In the case of pupils attending the  
18 receiving district's public schools for less than a full school  
19 term, the tuition charge per elementary or high school pupil  
20 shall be prorated by reference to the period of time over which  
21 such pupils actually attended the receiving district's schools.

22 For each [vocational] career and technical or other extension  
23 education pupil attending an extension class of another  
24 district, the receiving district shall bill the sending district  
25 if the attendance is previously approved by the sending district  
26 and the sending district shall pay the [vocational] career and  
27 technical or other extension tuition charge per pupil hour of  
28 instruction for each hour of attendance of each such pupil.

29 Nothing herein shall prohibit the payment of a tuition for  
30 [vocational] career and technical or other extension pupils by a

1 non-resident adult pupil sponsoring agency or employer.

2 Section 2563. Certification of Pupils Admitted from Other  
3 Districts; Monthly Payments.--The board of school directors in  
4 any school district [or the board of directors of vocational  
5 schools in any vocational school district] maintaining an  
6 elementary school or a high school or an extension class which  
7 is attended by any pupils residing in another district shall,  
8 upon admission of such pupils, properly certify to the board of  
9 school directors of the school district in which such pupils  
10 reside, the names of all such pupils and whether they are  
11 attending an elementary school or a high school or an extension  
12 class, together with a statement of the tuition charge per  
13 elementary pupil and the tuition charge per high school pupil  
14 and the [vocational] career and technical or other extension  
15 tuition charge per pupil hour of instruction. All such tuition  
16 charges shall be paid monthly to the school district [or the  
17 vocational school district] maintaining such elementary school  
18 or high school by the school district to which the same was  
19 certified.

20 Section 2574. Approved Reimbursable Rental for Leases  
21 Hereafter Approved and Approved Reimbursable Sinking Fund  
22 Charges on Indebtedness.--\* \* \*

23 (e) For area [vocational-technical] career and technical  
24 school and technical institute projects leased subsequent to  
25 July 1, 1964, by or for lease to a board of school directors  
26 authorized to operate such a school, the Department of Education  
27 shall calculate an approved reimbursable rental charge.

28 For area [vocational-technical] career and technical school  
29 and technical institute projects constructed or purchased  
30 subsequent to July 1, 1964, by a board of school directors

1 authorized to operate such a school, the Department of Education  
2 may calculate an approved reimbursable sinking fund charge.

3 Approved reimbursable rental or sinking fund charge shall  
4 consist of that part of the annual rental or sinking fund  
5 attributable to:

6 (1) Cost of acquiring land and preparing it for use to the  
7 extent that such costs are deemed reasonable by the Department  
8 of Education and the interest on such cost of acquisition, cost  
9 of preparation and the cost of sewage treatment and the interest  
10 on such cost.

11 (2) Machinery, apparatus, furniture and equipment and all  
12 other necessary expenses and interest charges, but excluding  
13 architects' fees in excess of six percent of the construction  
14 cost.

15 The approved building construction cost and the interest on  
16 such construction cost shall not exceed the product of the rated  
17 full-time pupil capacity, as determined by the Department of  
18 Education at the time the project is approved and two thousand  
19 two hundred dollars (\$2,200).

20 The provisions of the foregoing paragraph shall apply to all  
21 school building projects for which the general construction  
22 contract is awarded prior to July 1, 1966, and for approved  
23 school building projects for which a lease was approved by the  
24 Department of Education prior to July 1, 1966. For school  
25 buildings for which the general construction contract is awarded  
26 subsequent to July 1, 1966, and for approved school building  
27 projects for which the general construction contract was awarded  
28 but for which a lease was not approved by the Department of  
29 Education prior to July 1, 1966, the approved building  
30 construction cost and the interest on such construction cost

1 shall not exceed the product of the rated full-time pupil  
2 capacity, as determined by the Department of Education at the  
3 time the project is approved, and three thousand seven hundred  
4 dollars [~~(\$3700)~~] (\$3,700).

5 For school buildings for which the general construction  
6 contract is awarded subsequent to July 1, 1984, and for approved  
7 school building projects for which the general construction  
8 contract was awarded but for which a lease or general obligation  
9 bond resolution was not approved by the Department of Education  
10 prior to July 1, 1984, the approved building construction cost  
11 and the interest on such construction cost shall not exceed the  
12 product of the rated full-time pupil capacity, as determined by  
13 the Department of Education at the time the project is approved,  
14 and six thousand three hundred dollars (\$6,300).

15 For school buildings for which the general construction  
16 contract is awarded subsequent to January 1, 2005, and for  
17 approved school building projects for which the general  
18 construction contract was awarded but for which a lease or  
19 general obligation bond resolution was not approved by the  
20 Department of Education prior to January 1, 2005, the approved  
21 building construction cost shall not exceed the product of the  
22 rated full-time pupil capacity, as determined by the Department  
23 of Education at the time the project is approved, and seven  
24 thousand six hundred dollars (\$7,600).

25 The Department of Education shall not approve the expenditure  
26 of any funds borrowed or obtained by the sale of bonds by any  
27 authority, nonprofit corporation, profit corporation, company or  
28 individual for construction of area [~~vocational-technical~~]  
29 career and technical schools or technical institutes for  
30 bleachers, athletic field, lighting equipment or apparatus used

1 to promote and conduct interscholastic athletics.

2 \* \* \*

3 Section 2574.2. Approved Reimbursable Annual Rental for  
4 Leases of Buildings and Facilities for School Use.--For extended  
5 leases of buildings and facilities for school use authorized  
6 under the provisions of section 703.1 which have been approved  
7 by the Secretary of Education, the Department of Education shall  
8 calculate an approved reimbursable annual rental charge.

9 Approved reimbursable annual rental for such approved leases  
10 of building facilities constructed for school use shall be the  
11 lesser of (i) the product of the annual rental payable under the  
12 provisions of the approved lease agreement times the ratio of  
13 the pupil scheduled area to the architectural area, or (ii) the  
14 product of the rated pupil capacity as determined by the  
15 Department of Education at the time of initial lease times one  
16 hundred sixty dollars (\$160) for elementary schools, two hundred  
17 twenty dollars (\$220) for secondary schools, or two hundred  
18 seventy dollars (\$270) for area [~~vocational-technical~~] career  
19 and technical schools.

20 Annual approved rental payable for approved leases of  
21 existing facilities altered for school use shall be the lesser  
22 of (i) the product of the annual rental payable under the  
23 provisions of the approved lease agreement times the ratio of  
24 the pupil scheduled area to the architectural area, or (ii) the  
25 product of the rated pupil capacity, as determined by the  
26 Department of Education at the time of initial lease, times one  
27 hundred twelve dollars (\$112) for elementary, one hundred fifty-  
28 four dollars (\$154) for secondary, or one hundred eighty-nine  
29 dollars (\$189) for area [~~vocational-technical~~] career and  
30 technical schools.

1 Section 2574.3. Approved Reimbursable Annual Rental for  
2 Leases of Buildings or Portions of Buildings for Charter School  
3 Use.--(a) For leases of buildings or portions of buildings for  
4 charter school use which have been approved by the Secretary of  
5 Education on or after July 1, 2001, the Department of Education  
6 shall calculate an approved reimbursable annual rental charge.  
7 Approved reimbursable annual rental for such approved leases of  
8 buildings or portions of buildings for charter school use shall  
9 be the lesser of (i) the annual rental payable under the  
10 provisions of the approved lease agreement, or (ii) the product  
11 of the enrollment, as determined by the Department of Education,  
12 times one hundred sixty dollars (\$160) for elementary schools,  
13 two hundred twenty dollars (\$220) for secondary schools or two  
14 hundred seventy dollars (\$270) for area [vocational-technical]  
15 career and technical schools. The Commonwealth shall pay  
16 annually for the school year 2001-2002 and each school year  
17 thereafter to each charter school which leases with the approval  
18 of the Department of Education buildings or portions of  
19 buildings for charter school use under these provisions an  
20 amount determined by multiplying the aid ratio of the charter  
21 school by the approved reimbursable annual rental.

22 \* \* \*

23 Section 2575. Payments on Account of Leases Hereafter  
24 Approved and on Account of Sinking Fund Charges on Indebtedness  
25 for School Buildings Hereafter Constructed.--\* \* \*

26 (b) The Commonwealth shall pay, annually, to each school  
27 district which constructs, purchases or leases with the approval  
28 of the Department of [Public Instruction] Education an area  
29 [vocational-technical] career and technical school building or  
30 technical institute building or which shares in the

1 construction, purchase or lease of such building or buildings  
2 under provisions of the Public School Building Authority Act,  
3 the Municipality Authority Act, section 758 [of the Public  
4 School Code of 1949, or section] or 791 of [the Public School  
5 Code of 1949] this act, or other agency, or through the  
6 incurring of indebtedness by the issuance of general obligation  
7 bonds, an amount to be determined by multiplying the district's  
8 aid ratio or fifty per cent, whichever is more, by the approved  
9 reimbursable rental approved reimbursable sinking fund charge  
10 multiplied by the district's proportionate share of such rental  
11 sinking fund charge.

12 Section 2577. Limitations on Approval of Projects for  
13 Reimbursement Purposes.--

14 (b) The Department of [Public Instruction] Education shall  
15 determine reimbursement eligibility of all projects including  
16 projects submitted for approval prior to the effective date of  
17 this act in the order of date of filing of applications for  
18 project approval with the department, except that in the case of  
19 application for area [vocational-technical] career and technical  
20 schools, the department may grant priority to such applications  
21 in the order in which said applications are received and process  
22 them immediately. If a delay in departmental processing of any  
23 application on file is occasioned by the applying school  
24 district, the department shall proceed to determine  
25 reimbursement eligibility of projects next in order, except that  
26 in the event of any emergency due to fire, flood, orders from  
27 the Department of Labor and Industry to close school buildings  
28 or parts thereof where such school buildings or parts thereof  
29 are determined to be [irreparable] irreparable and are closed  
30 finally by the Department of Labor and Industry, or an act of

1 God, which causes undue hardship beyond the control of the  
2 applying school district, the department may grant priority over  
3 the eligibility of projects submitted prior to the emergency  
4 application[: Provided, however, That in cases where priority is  
5 granted due to closed schools or parts thereof by orders of the  
6 Department of Labor and Industry, the approved reimbursable  
7 costs of such projects shall not be included within the  
8 aggregate for projects already undertaken or to be undertaken as  
9 provided in subsection (a) of this section].

10 (c) Unless the general construction contract for any project  
11 is awarded within ten months subsequent to the date of approval  
12 by the Department of [Public Instruction] Education and by any  
13 other agency as required by existing law, approval shall be  
14 withdrawn, except that when a district shows to the satisfaction  
15 of the department that the contract has not been let for reasons  
16 beyond its control or that withdrawal of approval would work  
17 undue hardship, the department may grant extensions beyond the  
18 ten-months period for three periods of ninety days each before  
19 approval is withdrawn. [Any project for which approval was  
20 withdrawn under the provisions of act 417, approved March 22,  
21 1956 (P.L.1315), may be reinstated by the Department of Public  
22 Instruction and granted extensions which, together with the time  
23 already elapsed, shall not exceed nineteen months beyond the  
24 date of approval given by the Department of Public Instruction  
25 or any agency as required by existing law.] A project for which  
26 approval is withdrawn may be resubmitted to the department as a  
27 new project.

28 Section 2578. Payments.--\* \* \*

29 (b) All payments due school districts by the Commonwealth on  
30 account of obligations to the State Public School Building

1 Authority, sinking fund charges, or rentals under leases with  
2 municipality authorities, nonprofit corporations or profit on  
3 nonprofit corporations, partnerships, associations or persons  
4 for building or educational equipment for area technical  
5 schools, shall be paid to the intermediate unit operating the  
6 school. School districts not originally parties to an agreement  
7 with the State Public School Building Authority or a lease with  
8 a municipality authority, a nonprofit corporation or a profit or  
9 nonprofit corporation, partnership, association or person for  
10 buildings or educational equipment for an area technical school  
11 but later electing to participate in the operation of the school  
12 and agreeing to pay a part of the annual payments due under the  
13 agreement or lease shall be entitled to payments by the  
14 Commonwealth to the same extent as though they had originally  
15 been parties to the agreement or lease. The amount thereof shall  
16 be paid to the intermediate unit. No payments shall be made on  
17 account of obligations or rentals for buildings or educational  
18 equipment for area technical schools unless the schools conform  
19 to plans approved by the State Board [for Vocational] of Career  
20 and Technical Education.

21 Section 2593. Responsibility for [Vocational] Career and  
22 Technical Programs.--\* \* \*

23 (b) It shall be the responsibility of every school district  
24 to comply with all provisions of the act and of regulations of  
25 the State Board of Education and standards of the department  
26 promulgated hereunder with regard to the provision of  
27 [vocational] career and technical education programs and to make  
28 such financing arrangements as it deems proper with area  
29 [vocational-technical] career and technical schools in order so  
30 to comply.

1 Section 2594. Special Payments on Account of Minimum Salary  
2 Increases.--(a) For the school year 1988-1989 and each school  
3 year thereafter beginning before the expiration of the term of  
4 any contract or agreement effective on or before the effective  
5 date of this section between a public employer and a public  
6 employe or employe organization pursuant to the act of July 23,  
7 1970 (P.L.563, No.195), known as the "Public Employe Relations  
8 Act," each school district, intermediate unit and area  
9 [~~vocational-technical~~] career and technical school which elects  
10 to increase minimum salaries pursuant to section 1142.1 shall be  
11 paid in the manner provided in subsection (b), in addition to  
12 any other payments to which it is entitled, a special payment to  
13 cover the cost of implementing section 1142.1.

14 (b) For the school year 1988-1989, the amount paid to each  
15 school district, intermediate unit and area [~~vocational-~~  
16 ~~technical~~] career and technical school shall be the difference  
17 between the salary paid to each full-time teacher at the  
18 beginning of the school term 1988-1989 that is less than  
19 eighteen thousand five hundred dollars (\$18,500) and an amount  
20 equal to eighteen thousand five hundred dollars (\$18,500). For  
21 the school year 1989-1990 and each school year thereafter, the  
22 amount paid shall be the difference between the salary payable  
23 to each full-time teacher at the beginning of the school term  
24 under the terms of the contract or agreement in effect on the  
25 effective date of this section which is less than eighteen  
26 thousand five hundred dollars (\$18,500) and an amount equal to  
27 eighteen thousand five hundred dollars (\$18,500). The amount so  
28 calculated shall be paid to each qualifying school district,  
29 intermediate unit and area [~~vocational-technical~~] career and  
30 technical school by the Department of Education during each

1 school year for which each school district, intermediate unit  
2 and area [vocational-technical] career and technical school  
3 qualifies out of the funds appropriated to the department for  
4 this purpose.

5 (c) For each school year for which a school district,  
6 intermediate unit and area [vocational-technical] career and  
7 technical school qualifies for a special payment under  
8 subsection (a), the entire employer's share of contributions to  
9 the Public School Employee's Retirement Fund and Social Security  
10 attributable to the salary increase implemented pursuant to  
11 section 1142.1 shall be paid for each school district,  
12 intermediate unit and area [vocational-technical] career and  
13 technical school out of funds appropriated to the Department of  
14 Education for such purposes.

15 Section 2595. School Performance Incentives.--\* \* \*

16 (b) Any public elementary school, secondary school or area  
17 [vocational-technical] career and technical school is eligible  
18 to participate in the school performance program.

19 (c) (1) School performance will be determined by  
20 improvements in student accomplishment or maintenance of high  
21 standards using the following criteria:

22 \* \* \*

23 (iv) rates of employment related to the training received by  
24 area [vocational-technical] career and technical school  
25 graduates until such time as an occupational competency testing  
26 program is established and which meets the measurement  
27 requirements in this section; or

28 \* \* \*

29 (h) Nothing contained in this section shall be construed to  
30 supersede or preempt any provisions of a collective bargaining

1 agreement negotiated by a school and the employe organization  
2 district, intermediate unit or area [vocational-technical]  
3 career and technical school that is in effect on the effective  
4 date of this section.

5 Section 2597.3. Eligible Grant Applicants.--Applications for  
6 grants may be submitted by school districts and nonprofit  
7 community-based organizations. Community-based organizations  
8 must demonstrate that the program will operate in collaboration  
9 with a school district, intermediate unit or area [vocational-  
10 technical] career and technical school.

11 Section 2597.4. Program Requirements.--Services and programs  
12 may be provided to students in grades kindergarten through  
13 twelve. Services and programs shall include the following:

14 \* \* \*

15 (2) Dropout Prevention Programs. Services and programs shall  
16 include the following:

17 \* \* \*

18 (iv) [Vocational] Career and technical education and school-  
19 to-work transition.

20 \* \* \*

21 Section 2597.5. Criteria for Awarding Grants.--\* \* \*

22 (c) Dropout prevention is to be measured by:

23 \* \* \*

24 (4) The extent to which the school district program is  
25 linked to those of other relevant service providers, such as  
26 literacy councils, area [vocational-technical] career and  
27 technical schools, post-secondary educational and training  
28 institutions, private industry councils, social service agencies  
29 and community-based organizations.

30 \* \* \*

1 Section 2599. Administrative/Instructional Consolidation  
2 Incentives.--\* \* \*

3 (b) Any school district, area [vocational-technical] career  
4 and technical school, intermediate unit or joint school is  
5 eligible to participate in the consolidation incentives program  
6 and shall be considered a school entity for the purposes of this  
7 section.

8 \* \* \*

9 (d) \* \* \*

10 (6) Nothing contained in this section shall be construed to  
11 supersede or preempt any provisions of a collective bargaining  
12 agreement negotiated by a school district, intermediate unit or  
13 area [vocational-technical] career and technical school and the  
14 employe organization that is in effect on the effective date of  
15 this section.

16 Section 2599.1. Multipurpose Service Center Grant Program.--  
17 \* \* \*

18 (c) As used in this section, the following words and phrases  
19 shall have the meanings given to them in this subsection:

20 "Displaced homemaker" or "single parent." An individual who:

21 (1) Has worked in the home, providing unpaid household  
22 services for family members.

23 (2) Is underemployed.

24 (3) Has had or is having difficulty securing employment.

25 (4) Has been dependent on the income of another family  
26 member but is no longer supported by such income, has been  
27 dependent on government assistance or is supported as the parent  
28 of minor children by government assistance or other support.

29 "Multipurpose service center." A community-based  
30 organization, school district, joint school district or

1 intermediate unit, postsecondary school, institution of higher  
2 learning or area [vocational-education] career and technical  
3 education school that provides job counseling services; job  
4 training, education and placement services; financial management  
5 services, outreach information services with respect to Federal  
6 and State employment and education, health and unemployment  
7 assistance programs to displaced homemakers and single parents.

8 Section 2599.2. Pennsylvania Accountability Grants.--\* \* \*

9 (f) As used in this section, the following words and phrases  
10 shall have the meanings given to them in this subsection:

11 "Applied knowledge." Information technology, computer  
12 equipment, education software and related advanced technologies  
13 necessary to increase students' access to worldwide information  
14 and their expertise in this regard.

15 "Career awareness program." An educational program that  
16 introduces students to a variety of career and [vocational]  
17 technical options and includes such activities as job shadowing,  
18 field trips and tours, career days or the administration of  
19 career assessment tests and inventories.

20 "Career days." Special events that allow students to meet  
21 with employers, career development specialists, community-based  
22 organization representatives and postsecondary educators and are  
23 designed to encourage students to gain information about careers  
24 and job opportunities.

25 "Department." The Department of Education of the  
26 Commonwealth.

27 "Grant." A Pennsylvania accountability grant awarded under  
28 this section.

29 "Highly qualified." A highly qualified elementary teacher or  
30 a highly qualified middle or secondary teacher as defined in 22

1 Pa. Code § 403.2 (relating to definitions).

2 "Job shadowing." As part of career exploration activities in  
3 late middle and early high school, activity of a student  
4 following an employe for one or more days to learn about a  
5 particular occupation or industry, which activity is intended to  
6 help students explore a range of career objectives and possibly  
7 to select a career pathway.

8 "Science." A curricular offering in support of the science  
9 and technology content area as defined in 22 Pa. Code § 4.12  
10 (relating to academic standards).

11 Section 2602-B. Membership.--\* \* \*

12 (e) For the purpose of formulating policy proposals  
13 applicable to elementary, secondary, [vocational-technical]  
14 career and technical education and higher education in this  
15 Commonwealth, there shall be two councils, which shall consist  
16 of ten (10) members of the board each, the chairman being a  
17 member of both councils, and shall be known as the Council of  
18 Basic Education and the Council of Higher Education. The  
19 Governor shall designate to serve at his pleasure a member  
20 serving on each council to act as chairman of the council. Each  
21 council shall meet at the call of its chairman or at the request  
22 of a majority of the members of the council. The chairman of the  
23 board may appoint special joint committees from among the  
24 members of the board to formulate policy proposals in those  
25 areas which fall within the purview of both of the councils.

26 (f) Except for the chairman, not more than two (2) members  
27 serving on each council shall be employed either in a school  
28 system or in the Department of Education. For purposes of this  
29 subsection, the State System of Higher Education shall not be  
30 considered a school system. Three (3) members of the Council of

1 Higher Education shall be actively employed by an institution of  
2 higher education, at least one holding an administrative  
3 position and at least one holding a professional position on a  
4 faculty of an institution of higher education. At least two (2)  
5 members serving on each council shall have had previous  
6 experience with [vocational-technical] career and technical  
7 education or training.

8 \* \* \*

9 Section 2604-B. Powers and Duties of Council of Basic  
10 Education and Council of Higher Education.--\* \* \*

11 (b) The Council of Basic Education shall have the power, and  
12 its duty shall be to:

13 \* \* \*

14 (2) investigate programs, conduct research studies and  
15 formulate policy proposals in all educational areas not within  
16 the purview of higher education, including, but not limited to:

17 (i) the creation, merger, consolidation and reorganization  
18 of school districts, the establishment of joint schools, area  
19 [vocational-technical] career and technical schools and such  
20 other administrative organizations as may be provided by law;

21 \* \* \*

22 (3) encourage and promote such agricultural, industrial,  
23 [vocational] career and technical education programs as the  
24 needs of this Commonwealth may, from time to time, require; and

25 \* \* \*

26 Section 42. This act shall take effect in 60 days.