

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 315 Session of
2025

INTRODUCED BY CULVER, BROWN, PENNYCUICK, FONTANA, COSTA,
TARTAGLIONE, STEFANO, SCHWANK, DUSH, L. WILLIAMS, FARRY AND
MALONE, FEBRUARY 26, 2025

AMENDMENTS TO HOUSE AMENDMENTS, IN SENATE, NOVEMBER 12, 2025

AN ACT

1 ~~Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An~~<--
2 ~~act relating to the public school system, including certain~~
3 ~~provisions applicable as well to private and parochial~~
4 ~~schools; amending, revising, consolidating and changing the~~
5 ~~laws relating thereto," in certification of teachers,~~
6 ~~providing for assessment of basic skills; in pupils and~~
7 ~~attendance, further providing for exceptional children and~~
8 ~~education and training; in school safety and security,~~
9 ~~further providing for School Safety and Security Grant~~
10 ~~Program and providing for school safety and mental health~~
11 ~~grants for 2025-2026 school year; in Drug and Alcohol~~
12 ~~Recovery High School Program, further providing for scope of~~
13 ~~program and selection of students and for enrollment of~~
14 ~~students; in charter schools, further providing for funding~~
15 ~~for cyber charter schools; in career and technical education,~~
16 ~~further providing for career and technical education~~
17 ~~equipment grants; in community colleges, further providing~~
18 ~~for financial program and reimbursement of payments; in State~~
19 ~~colleges, further providing for powers and duties of State~~
20 ~~Board of Higher Education, for definitions, for Performance~~
21 ~~based Funding Council and for public institution of higher~~
22 ~~education reporting, establishing the State related~~
23 ~~University Performance Fund and providing for performance~~
24 ~~based funding formula and for public accountability; in~~
25 ~~funding for public libraries, providing for State Aid for~~
26 ~~Fiscal Year 2025-2026; in reimbursement by Commonwealth and~~
27 ~~between school districts, further providing for student~~
28 ~~weighted basic education funding beginning with 2023-2024~~
29 ~~school year, for assistance to school districts declared to~~
30 ~~be in financial recovery status or identified for financial~~
31 ~~watch status and for Ready to Learn Block Grant; and, in~~
32 ~~construction and renovation of buildings by school entities,~~
33 ~~further providing for applicability.~~

1 AMENDING THE ACT OF MARCH 10, 1949 (P.L.30, NO.14), ENTITLED "AN <--
2 ACT RELATING TO THE PUBLIC SCHOOL SYSTEM, INCLUDING CERTAIN
3 PROVISIONS APPLICABLE AS WELL TO PRIVATE AND PAROCHIAL
4 SCHOOLS; AMENDING, REVISING, CONSOLIDATING AND CHANGING THE
5 LAWS RELATING THERETO," IN PRELIMINARY PROVISIONS, FURTHER
6 PROVIDING FOR SPECIAL EDUCATION FUNDING COMMISSION AND FOR
7 MINIMUM NUMBER OF DAYS OR HOURS; IN DUTIES AND POWERS OF
8 BOARDS OF SCHOOL DIRECTORS, PROVIDING FOR ADMISSION FEES FOR
9 SCHOOL-SPONSORED ACTIVITIES; IN INTERMEDIATE UNITS, FURTHER
10 PROVIDING FOR STAFF; IN CERTIFICATION OF TEACHERS, FURTHER
11 PROVIDING FOR CERTIFICATES QUALIFYING PERSONS TO TEACH AND
12 FOR INSTRUCTIONAL CERTIFICATE GRADE SPANS AND AGE LEVELS AND
13 DUTIES OF DEPARTMENT, PROVIDING FOR INSTRUCTIONAL CERTIFICATE
14 GRADE SPANS AND AGE LEVELS AND FOR STATE CERTIFICATE FEE
15 REDUCTION, FURTHER PROVIDING FOR STANDARD EMPLOYMENT
16 APPLICATION, FOR CAREER AND TECHNICAL INSTRUCTIONAL
17 CERTIFICATE, FOR PROGRAM OF CONTINUING PROFESSIONAL AND
18 PARAPROFESSIONAL EDUCATION AND FOR POSTBACCALAUREATE
19 CERTIFICATION, PROVIDING FOR ASSESSMENT OF BASIC SKILLS,
20 FURTHER PROVIDING FOR PROFESSIONAL EDUCATOR DISCIPLINE FEE
21 AND PROVIDING FOR CAREER AND TECHNICAL ADMINISTRATIVE
22 DIRECTOR CERTIFICATION FLEXIBILITY; IN PUPILS AND ATTENDANCE,
23 FURTHER PROVIDING FOR ATTENDANCE POLICY AT CHARTER, REGIONAL
24 CHARTER AND CYBER CHARTER SCHOOLS, FOR PROCEDURE WHEN CHILD
25 IS TRUANT, FOR PROCEDURE BY SCHOOL WHEN CHILD HABITUALLY
26 TRUANT, FOR PROCEDURE UPON FILING OF CITATION, FOR PENALTIES
27 FOR VIOLATING COMPULSORY SCHOOL ATTENDANCE REQUIREMENTS AND
28 FOR STUDY OF TRUANCY PROCEDURE, PROVIDING FOR DEPARTMENT
29 SUPPORTS TO PREVENT TRUANCY AND FURTHER PROVIDING FOR REPORTS
30 TO SUPERINTENDENT OF PUBLIC INSTRUCTION AND FOR EXCEPTIONAL
31 CHILDREN AND EDUCATION AND TRAINING; IN STUDENT SUPPORTS,
32 FURTHER PROVIDING FOR DEFINITIONS; IN SCHOOL SAFETY AND
33 SECURITY, FURTHER PROVIDING FOR DEFINITIONS, FOR SCHOOL
34 SAFETY AND SECURITY COMMITTEE, FOR SCHOOL SAFETY AND SECURITY
35 ASSESSMENT PROVIDERS, FOR SCHOOL SAFETY AND SECURITY GRANT
36 PROGRAM, FOR SCHOOL SAFETY AND SECURITY COORDINATOR AND FOR
37 SCHOOL SAFETY AND SECURITY TRAINING, PROVIDING FOR SCHOOL
38 SAFETY AND MENTAL HEALTH GRANTS FOR 2025-2026 SCHOOL YEAR AND
39 FURTHER PROVIDING FOR REPORTING AND MEMORANDUM OF
40 UNDERSTANDING; IN SCHOOL SECURITY, FURTHER PROVIDING FOR
41 TRAINING, FOR SCHOOL RESOURCE OFFICERS, FOR SCHOOL SECURITY
42 GUARDS AND FOR DUTIES OF COMMISSION; IN SAFE2SAY PROGRAM,
43 FURTHER PROVIDING FOR INTENT, FOR DEFINITIONS, FOR SAFE2SAY
44 PROGRAM AND FOR ANNUAL REPORT; IN THREAT ASSESSMENT, FURTHER
45 PROVIDING FOR DEFINITIONS, FOR THREAT ASSESSMENT TEAMS AND
46 FOR THREAT ASSESSMENT GUIDELINES, TRAINING AND INFORMATION
47 MATERIALS; IN DRUG AND ALCOHOL RECOVERY HIGH SCHOOL PROGRAM,
48 FURTHER PROVIDING FOR SCOPE OF PROGRAM AND SELECTION OF
49 STUDENTS AND FOR ENROLLMENT OF STUDENTS; IN EVIDENCE-BASED
50 READING INSTRUCTION, FURTHER PROVIDING FOR DEFINITIONS AND
51 PROVIDING FOR SCHOOL ENTITY DUTIES RELATED TO EVIDENCE-BASED
52 READING INSTRUCTION, FOR SCHOOL ENTITY DUTIES RELATED TO
53 READING SCREENING, FOR READING DEFICIENCY IDENTIFICATION AND
54 PARENTAL NOTIFICATION, FOR READING INTERVENTION PLANS, FOR
55 GRANT PROGRAM, FOR FUNDING, FOR REPORTING, FOR ACCOUNTABILITY
56 AND FOR CONSTRUCTION; IN HIGH SCHOOLS, FURTHER PROVIDING FOR
57 ATTENDANCE IN OTHER DISTRICTS AND PROVIDING FOR FREE
58 APPLICATION FOR FEDERAL STUDENT AID; IN INTERSCHOLASTIC
59 ATHLETICS ACCOUNTABILITY, FURTHER PROVIDING FOR COUNCIL
60 RECOMMENDATIONS AND STANDARDS; IN CHARTER SCHOOLS, FURTHER

1 PROVIDING FOR FUNDING FOR CYBER CHARTER SCHOOLS, FOR
2 ENROLLMENT AND NOTIFICATION AND FOR ENROLLEE WELLNESS CHECKS;
3 IN CAREER AND TECHNICAL EDUCATION, FURTHER PROVIDING FOR
4 CAPITAL RESERVE FUND FOR APPROVED PURCHASES OF EQUIPMENT AND
5 FACILITY MAINTENANCE, FOR CAREER AND TECHNICAL EDUCATION
6 EQUIPMENT GRANTS, FOR COSMETOLOGY TRAINING THROUGH CAREER AND
7 TECHNICAL CENTER PILOT PROGRAM AND FOR BARBER TRAINING
8 THROUGH CAREER AND TECHNICAL CENTER PILOT PROGRAM; PROVIDING
9 FOR NURSING SHORTAGE ASSISTANCE PROGRAM; IN COMMUNITY
10 COLLEGES, FURTHER PROVIDING FOR FINANCIAL PROGRAM AND
11 REIMBURSEMENT OF PAYMENTS; IN THE STATE SYSTEM OF HIGHER
12 EDUCATION, FURTHER PROVIDING FOR DEFINITIONS AND FOR GROW
13 PENNSYLVANIA MERIT SCHOLARSHIP PROGRAM; IN EDUCATIONAL TAX
14 CREDITS, FURTHER PROVIDING FOR LIMITATIONS; IN HIGHER
15 EDUCATION ACCOUNTABILITY AND TRANSPARENCY, FURTHER PROVIDING
16 FOR EXIT COUNSELING; IN MISCELLANEOUS PROVISIONS RELATING TO
17 INSTITUTIONS OF HIGHER EDUCATION, REPEALING PROVISIONS
18 RELATING TO STATE-RELATED UNIVERSITY PERFORMANCE-BASED
19 FUNDING MODEL, FURTHER PROVIDING FOR PROHIBITION ON
20 SCHOLARSHIP DISPLACEMENT AT PUBLIC INSTITUTIONS OF HIGHER
21 EDUCATION AND PROVIDING FOR COOPERATION AND FOR STATE
22 SCHOLARSHIP RENEWALS; IN INSTITUTIONS OF HIGHER EDUCATION,
23 FURTHER PROVIDING FOR POWERS AND DUTIES OF STATE BOARD OF
24 HIGHER EDUCATION, FOR DEFINITIONS, FOR PERFORMANCE-BASED
25 FUNDING COUNCIL AND FOR PUBLIC INSTITUTION OF HIGHER
26 EDUCATION REPORTING, PROVIDING FOR STATE-RELATED UNIVERSITY
27 PERFORMANCE FUND, FOR PERFORMANCE-BASED FUNDING FORMULA AND
28 FOR PUBLIC ACCOUNTABILITY AND FURTHER PROVIDING FOR AGENCY
29 DUTIES, FOR GRANT PRIORITY AND FOR REPORT; IN READY-TO-
30 SUCCEED SCHOLARSHIP, FURTHER PROVIDING FOR AGENCY; IN FUNDING
31 FOR PUBLIC LIBRARIES, PROVIDING FOR STATE AID FOR FISCAL YEAR
32 2025-2026; IN REIMBURSEMENTS BY COMMONWEALTH AND BETWEEN
33 SCHOOL DISTRICTS, FURTHER PROVIDING FOR STUDENT-WEIGHTED
34 BASIC EDUCATION FUNDING BEGINNING WITH 2023-2024 SCHOOL YEAR,
35 FOR EXTRAORDINARY SPECIAL EDUCATION PROGRAM EXPENSES, FOR
36 ASSISTANCE TO SCHOOL DISTRICTS DECLARED TO BE IN FINANCIAL
37 RECOVERY STATUS OR IDENTIFIED FOR FINANCIAL WATCH STATUS AND
38 FOR READY-TO-LEARN BLOCK GRANT; IN CONSTRUCTION AND
39 RENOVATION OF BUILDINGS BY SCHOOL ENTITIES, FURTHER PROVIDING
40 FOR APPLICABILITY; ABROGATING REGULATIONS; AND MAKING AN
41 EDITORIAL CHANGE.

42 The General Assembly of the Commonwealth of Pennsylvania
43 hereby enacts as follows:

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

47 ~~Section 1207.5. Assessment of Basic Skills. An assessment~~
48 ~~of basic skills as defined in 22 Pa. Code § 49.1 (relating to~~
49 ~~definitions) shall not be permitted for admission into a~~
50 ~~Commonwealth educator preparation program or required for~~

~~issuance by the Department of Education for a certificate type or area, including an instructional, career and technical, education specialist, intern or administrative certificate.~~

~~Section 2. Section 1372(8) of the act is amended by adding a subparagraph to read:~~

~~Section 1372. Exceptional Children; Education and Training. * * *~~

~~(8) Reporting of Expenditures Relating to Exceptional Students.~~

~~* * *~~

~~(vi) For purposes of reporting expenditures under this section and for calculating the costs for educating a special education student, costs shall be in accordance with Department of Education guidance and shall include the following:~~

~~(A) Eligible instruction costs per special education student when specified in the student's individualized education plan shall include:~~

~~(I) Prorated salary and benefits for a classroom special education teacher.~~

~~(II) Prorated salary and benefits for a classroom aide, if the aide is assigned to a group of students.~~

~~(III) Total cost of salary and benefits if a paraprofessional or one on one aide is assigned to the student.~~

~~(B) Eligible related services costs per special education student when specified in the student's individualized education plan shall include:~~

~~(I) Prorated transportation cost if the vehicle is transporting multiple students at one time.~~

~~(II) Total transportation cost if the vehicle is transporting only the student receiving services.~~

~~(III) Prorated cost of speech and language services if services are provided to a group of students.~~

~~(IV) Total cost of speech and language services if services are provided to the student receiving services.~~

~~(V) Total cost of individual services, including occupational therapy, physical therapy, vision services, hearing services, orientation and mobility and related services.~~

~~(VI) Prorated cost of school nursing services if services are provided to a group of students.~~

~~(VII) Total cost of a one on one nurse if the nurse is assigned to a student receiving services.~~

~~(C) Eligible specialized equipment costs per special education student when specified in the student's individualized education plan shall include:~~

~~(I) Total cost of braille materials for the student receiving services.~~

~~(II) Total cost of assistive technology for the student receiving services.~~

~~(III) Total cost of other equipment for the student receiving services.~~

~~(D) Ineligible costs that may not be used in the calculation include:~~

~~(I) Administrative costs.~~

~~(II) Nonspecialized transportation costs.~~

~~(III) General education costs, which are not applicable to special education services.~~

~~Section 3. Section 1306 B(h) of the act is amended by adding a paragraph to read:~~

~~Section 1306 B. School Safety and Security Grant Program.~~

~~* * *~~

~~(h) School Safety and Security Fund.~~

~~* * *~~

~~(14) Notwithstanding any other provision of law, during the 2025-2026 fiscal year, money in the fund shall be used as follows:~~

~~(i) One hundred million dollars shall be used for school safety and mental health grants under section 1314.2 B.~~

~~(ii) Twenty million seven hundred thousand dollars shall be used for targeted school safety grants under section 1306.1 B.~~

~~* * *~~

~~Section 4. The act is amended by adding a section to read:
Section 1314.2 B. School safety and mental health grants for
2025-2026 school year.~~

~~(a) Funding. For the 2025-2026 school year, the money under section 1306 B(h) (14) (i) shall be used by the committee to award school safety and mental health grants to school entities in accordance with this section.~~

~~(b) Purpose of grants.~~

~~(1) A school entity shall be eligible for school safety and mental health grants to meet the level 1 baseline criteria for physical security or behavioral health and school climate criteria established by the committee.~~

~~(2) If a school entity has met the level 1 baseline criteria for physical security, the school entity shall be eligible to expend funding for activities outlined in section 1306 B(j) (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (16), (18), (22) and (23).~~

~~(3) If a school entity has met the level 1 baseline~~

~~criteria for behavioral health and school climate, the school entity shall be eligible to expend funding for activities outlined in section 1306 B(j) (6), (10), (15), (17), (19), (20), (21), (23), (24), (25), (26), (27), (28), (29), (30) and (31).~~

~~(c) Amount of grants. The committee shall award school safety and mental health grants to each school entity that submits an application in the following amounts:~~

~~(1) A school district shall receive:~~

~~(i) \$100,000; and~~

~~(ii) the amount determined under paragraph (3).~~

~~(2) An intermediate unit, area career and technical school, charter school, regional charter school and cyber charter school shall receive \$70,000.~~

~~(3) An amount determined as follows:~~

~~(i) Multiply the 2023-2024 adjusted average daily membership for each school district by the difference between the amount allocated in subsection (a) and the sum of the amounts distributed under paragraphs (1) and (2).~~

~~(ii) Divide the product from subparagraph (i) by the 2023-2024 adjusted average daily membership for all school districts.~~

~~(d) Availability of applications. The committee shall make an application for grants under this section available to school entities no later than 45 days after the effective date of this subsection. The application requirements shall be limited to the school entity's contact information, the specific purpose of the grant based upon the categories specified in subsection (b), with boxes on the application for the applicant to indicate the~~

~~school entity's anticipated use and certification by the applicant that the money will be used for the stated purpose.~~

~~(e) Effect of revenue received. Grant money received under this section may not be included when calculating the amount to be paid under section 1725-A.~~

~~(f) Audit and monitoring. The committee shall randomly audit and monitor grant recipients to ensure the appropriate use of grant money and compliance with provisions of the grant program.~~

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

~~"School entity." A school district, area career and technical school, intermediate unit, charter school, regional charter school and cyber charter school.~~

~~Section 5. Sections 1403-A(a) and 1403.1-A(a)(2) of the act are amended to read:~~

~~Section 1403-A. Scope of program and selection of students.~~

~~(a) Maximum participation.~~

~~(1) Beginning in the 2017-2018 school year, a maximum of 20 students in grades 9 through 12 may be enrolled in the recovery high school under the program at any one time.~~

~~(2) Beginning in the 2025-2026 school year, a maximum of 35 students in grades 9 through 12 may be enrolled in the recovery high school under the program at any one time.~~

~~* * *~~

~~Section 1403.1-A. Enrollment of students.~~

~~(a) Conditions. A student may enroll in the recovery high school under the program established in section 1402-A if the following apply:~~

1 * * *

2 ~~(2) If fewer than [20 students] the maximum number of~~
3 ~~students that may be enrolled under subsection 1403 A~~
4 ~~residing in a school district of the first class enroll in~~
5 ~~the recovery high school under the program at any time, a~~
6 ~~student who resides in a school district other than a school~~
7 ~~district of the first class may enroll in the recovery high~~
8 ~~school under the program if the student's parent or guardian~~
9 ~~has applied for enrollment in the recovery high school on the~~
10 ~~student's behalf.~~

11 * * *

12 Section 5.1. Section 1725.1 A of the act, added July 11,
13 2024 (P.L.618, No.55), is amended to read:

14 Section 1725.1 A. Funding for Cyber Charter Schools. (a)
15 There shall be no tuition charge for a resident or nonresident
16 student attending a cyber charter school.

17 ~~(b) Notwithstanding [section 1725 A(a) (3)] section 1725 A(a)~~
18 ~~(2) and (3), per student funding amounts for non special~~
19 ~~education students and special education students attending a~~
20 ~~cyber charter school shall be calculated in accordance with this~~
21 ~~section and shall be paid by the school district of residence of~~
22 ~~each student.~~

23 ~~(c) Effective January 1, 2025, [and the entirety of each~~
24 ~~school year thereafter] through the end of the 2024-2025 school~~
25 ~~year, for special education students, a cyber charter school~~
26 ~~shall receive for each student enrolled the lesser of:~~

27 ~~(1) the amount calculated under section 1725 A(a) (3); or~~

28 ~~(2) the same funding as for each non special education~~
29 ~~student as provided in section 1725 A(a) (2), plus an additional~~
30 ~~amount determined by dividing the district of residence's total~~

~~special education expenditure by the school district of residence's total special education average daily membership for the prior school year.~~

~~(d) For the 2024-2025 school year, the monthly payments for July through December for special education students shall be based upon the rate calculated under section 1725 A(a) (3) and the monthly payments for January through June for special education students shall be based upon the rate calculated in subsection (c).~~

~~(e) For the 2025-2026 school year and each school year thereafter, for non special education students, a cyber charter school shall receive for each student enrolled an amount calculated as follows:~~

~~(1) The amount under section 1725 A(a) (2) adjusted as follows:~~

~~(i) The budgeted expenditures of the school district shall include the following additional deductions: tuition paid to cyber charter schools for non special education students; tax assessment and collection services; sixty per centum of student activities; and sixty per centum of operations and maintenance of plant services.~~

~~(ii) The average daily membership of the school district for students enrolled in a cyber charter school shall be deducted from the average daily membership of the school district.~~

~~(2) Multiply the amount determined under paragraph (1) by the following:~~

~~(i) For a school district of the first class A, the lesser of one (1) or the amount determined under section 2502.56(d) (2)~~

~~(ii) for the school district for the most recent year available as of the first day of June preceding the school year for which~~

~~the per student funding amounts apply.~~

~~(ii) For all other school districts, one (1).~~

~~(f) For the 2025-2026 school year and each school year thereafter, for special education students, a cyber charter school shall receive for each student enrolled the lesser of:~~

~~(1) the same funding as for each non special education student as provided in section 1725 A(a) (2), plus an additional amount determined by dividing the school district of residence's total special education expenditure by the school district of residence's total special education average daily membership for the prior school year; or~~

~~(2) the amount determined under subsection (e) for the school district multiplied by one and eighty nine hundredths (1.89).~~

~~(g) Notwithstanding section 1725 A(a) (5), payments shall be made to the cyber charter school in twelve (12) equal monthly payments, by the fifth day of each month, within the operating school year. A student enrolled in a cyber charter school shall be included in the average daily membership of the student's school district of residence for the purpose of providing basic education funding payments and special education funding pursuant to Article XXV. If a school district fails to make a payment to a cyber charter school as prescribed in this subsection, the secretary shall deduct the estimated amount, as documented by the cyber charter school using the most recently available per student amounts posted under section 1725 A(a) (7), from any and all State payments made to the district after receipt of documentation from the cyber charter school. The secretary shall not make a deduction on behalf of a cyber charter school unless the documentation from the cyber charter~~

~~school uses the per student amount that is posted under section 1725 A(a) (7). No later than October 1 of each year, a cyber charter school shall submit to the school district of residence of each student final documentation of payment to be made using the per student amounts posted under 1725 A(a) (7) and the average daily membership for the students enrolled in the cyber charter school from the school district for the previous school year. If a school district fails to make payment to the cyber charter school, the secretary shall deduct and pay the amount as documented by the cyber charter school using the per student amounts reported under section 1725 A(a) (7) from any and all State payments made to the school district after receipt of documentation from the cyber charter school from the appropriations for the fiscal year in which the final documentation of payment was submitted to the school district of residence.~~

~~(h) Notwithstanding section 1725 A(a) (6), not later than thirty (30) days after the secretary makes the deduction described in subsection (g), a school district may notify the secretary that the deduction made from State payments to the school district under this subsection is inaccurate. The secretary shall provide the school district with an opportunity to be heard concerning whether the cyber charter school documented that its students were enrolled in the cyber charter school, the period of time during which each student was enrolled, the school district of residence of each student and whether the amounts deducted from the school district were accurate.~~

~~Section 6. Section 1855 of the act is amended by adding a subsection to read:~~

~~Section 1855. Career and Technical Education Equipment
Grants. * * *~~

~~(f.1) The Department of Education shall use data for the
calculations required under this section based on the most
recent years for which data is available, as determined by the
Department of Education, and shall fix the data as of the first
day of June preceding the school year in which the allocation
occurs. If the data based on the first day of June is found by
the Department of Education to be incorrect, the Department of
Education shall revise the calculations accordingly.~~

~~* * *~~

~~Section 7. Section 1913 A(b) (1.6) of the act is amended by
adding a subclause to read:~~

~~Section 1913 A. Financial Program; Reimbursement of
Payments. * * *~~

~~(b) * * *~~

~~(1.6) For the 2006-2007 fiscal year and each fiscal year
thereafter, the payment for a community college shall consist of
the following:~~

~~* * *~~

~~(xxi) For fiscal year 2025-2026, each community college
shall receive an amount equal to the following:~~

~~(A) An amount equal to the reimbursement received in fiscal
year 2024-2025 under subclauses (xix) (A) and (C) and (xx).~~

~~(B) An amount equal to the economic development stipend
received in fiscal year 2024-2025 under subclause (xix) (B).~~

~~* * *~~

~~Section 8. Section 2011 L(c) (6) of the act, added July 17,
2024 (P.L.818, No.69), is amended to read:~~

~~Section 2011 L. Powers and duties of State Board of Higher~~

Education.

* * *

~~(c) Duties. The board shall perform all duties appropriate to carry out and effectuate the board's purposes under this article, including, but not limited to:~~

* * *

~~{(6) Establish the council to carry out the purposes of Subarticle C.}~~

* * *

~~Section 9. Section 2031 L of the act is amended by adding definitions to read:~~

~~Section 2031 L. Definitions.~~

~~The following words and phrases when used in this subarticle shall have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~"Council." The Performance-based Funding Council established and reconstituted under section 2032 L.~~

~~"Department." The Department of Education of the Commonwealth.~~

~~"Fund." The State-related University Performance Fund established under section 2034 L.~~

~~"High-demand degree." A bachelor's degree that is aligned with the in-demand occupations in the Grow Pennsylvania Scholarship Grant Program under Subarticle D.~~

~~"Higher education price index." The average total cost of attendance for colleges and universities nationally, determined by the council in consultation with the department, using publicly available data, including information published by the CommonFund Institute.~~

~~"Low matriculation high school." A public high school in~~

~~this Commonwealth determined to have a college matriculation rate less than or equal to 40%.~~

~~"Short term workforce demand projection." The sum of all Statewide short term projected job openings, as published by the Department of Labor and Industry, in occupations that require at least a bachelor's degree and align with the in demand occupations in the Grow Pennsylvania Scholarship Grant Program under Subarticle D.~~

~~* * *~~

~~Section 10. Section 2032 L(a), (c), (d), (e), (i) and (l) of the act, added July 17, 2024 (P.L.960, No.90), are amended and the section is amended by adding subsections to read:~~

~~Section 2032 L. Performance based Funding Council.~~

~~(a) Purpose. The Performance based Funding Council [is established and] shall [develop]:~~

~~(1) Develop a process to distribute funding to the State related universities. The process shall utilize performance based metrics designed to increase degree attainment, encourage affordability in higher education, meet workforce needs and grow the economy.~~

~~(2) Oversee the performance based funding formula by assigning performance goals and weights.~~

~~(3) Make legislative recommendations to the Governor and the General Assembly regarding the performance based funding formula.~~

~~(a.1) Establishment and reconstitution.~~

~~(1) The Performance based Funding Council is established.~~

~~(2) The council shall be reconstituted on the effective date of this subsection.~~

~~* * *~~

~~(c) Membership.~~

~~(1) The council shall consist of voting members appointed under paragraph (2) and nonvoting members, who shall serve in an advisory role, described under paragraph (3).~~

~~(2) The voting members of the council shall consist of the following members [of the State Board of Higher Education under section 2010 L(c)]:~~

~~(i) The Secretary of Education [appointed under section 2010 L(c) (1)] or a designee who is a deputy secretary of the department.~~

~~(ii) One member of the Senate appointed by the President pro tempore of the Senate [appointed under section 2010 L(c) (3)].~~

~~(iii) One member of the Senate appointed by the Minority Leader of the Senate [appointed under section 2010 L(c) (4)].~~

~~(iv) One member of the House of Representatives appointed by the Speaker of the House of Representatives [appointed under section 2010 L(c) (5)].~~

~~(v) One member of the House of Representatives appointed by the Minority Leader of the House of Representatives [appointed under section 2010 L(c) (6)].~~

~~(3) The nonvoting members of the council shall be:~~

~~(i) The President of The Pennsylvania State University or a designee.~~

~~(ii) The Chancellor of the University of Pittsburgh or a designee.~~

~~(iii) The President of Temple University or a~~

1 designee.

2 ~~(c.1) Term. Voting members of the council appointed under~~
3 ~~subsection (c) (2) (ii), (iii), (iv) and (v) shall serve a term of~~
4 ~~office coterminous with the respective elective term of the~~
5 ~~members of the General Assembly. The Secretary of Education~~
6 ~~shall serve as long as the Secretary of Education is in office.~~

7 ~~(d) Chairperson. The voting members of the council shall~~
8 ~~appoint a member to serve as the chairperson. The council shall~~
9 ~~vote not later than every 24 months to appoint a member to serve~~
10 ~~as chairperson.~~

11 ~~(e) Council meetings. The meetings of the council shall be~~
12 ~~[held bimonthly and] at the call of the chairperson as necessary~~
13 ~~and shall be conducted in accordance with the requirements of 65~~
14 ~~Pa.C.S. Ch. 7 (relating to open meetings).~~

15 * * *

16 ~~(h.1) Administrative support. The General Assembly and the~~
17 ~~department shall provide administrative support for the council.~~

18 ~~(i) Powers and duties. The council [shall]:~~

19 ~~(1) [Consult] May consult with Commonwealth agencies and~~
20 ~~experts to assist in carrying out the duties of this section.~~

21 ~~(2) [Hold] May hold public hearings at [each one of the~~
22 ~~State related universities and receive input from experts and~~
23 ~~interested parties, including parents and students.] the call~~
24 ~~of the chair to receive input from experts and interested~~
25 ~~parties.~~

26 ~~(3) [Develop] Shall develop recommendations for a~~
27 ~~process that utilizes performance based metrics to distribute~~
28 ~~funding.~~

29 ~~(4) [No] Shall, no later than [April 30, 2025,] May 5,~~
30 ~~2025, transmit the recommendations to the Governor, the~~

1 ~~board, the department and the General Assembly, including~~
2 ~~draft legislation to implement the process to distribute~~
3 ~~funding.~~

4 ~~(5) Shall annually assign performance goals and weights~~
5 ~~under section 2035-L for the performance based funding~~
6 ~~formula.~~

7 ~~* * *~~

8 ~~(1) [Dissolution and reconstitution.]~~

9 ~~(1) Upon transmittal of the report under subsection (i)~~
10 ~~(4), the council shall dissolve until reconstituted under~~
11 ~~paragraph (2).~~

12 ~~(2) The board shall reconstitute the council every five~~
13 ~~years to reevaluate the performance metrics utilized for the~~
14 ~~distribution of funds to State related universities.]~~

15 ~~(Reserved).~~

16 ~~(m) Workforce outcomes.~~

17 ~~(1) The Department of Labor and Industry and the~~
18 ~~department shall develop an analysis on postsecondary~~
19 ~~graduate employment outcomes for State related universities,~~
20 ~~including earnings and employment outcomes for graduates by~~
21 ~~degree level, degree major and state in which an individual~~
22 ~~is employed.~~

23 ~~(2) The council shall consider the information and~~
24 ~~analysis on postsecondary graduate employment outcomes as~~
25 ~~part of future recommendations by the council relating to~~
26 ~~improvement and affordability under section 2035-L(f).~~

27 ~~Section 11. Section 2033-L of the act, added July 17, 2024~~
28 ~~(P.L.960, No.90), is amended to read:~~

29 ~~Section 2033-L. Public institution of higher education~~
30 ~~reporting.~~

~~(a) Requirements. Notwithstanding any other provision of law, the following information shall be reported, including disaggregated data sets for resident students, nonresident students, undergraduate students and graduate students, to the department by public institutions of higher education:~~

~~(1) Student enrollment[, including in State and out of State students,] disaggregated by demographics, enrollment status and degree type [and level].~~

~~(2) Students reaching 30, 60, 90 and 120 credit hour thresholds.~~

~~(3) Students completing credentials, including credentials aligned to high priority occupations.~~

~~(4) Students included in priority populations, including low income students, underrepresented minority students and academically unprepared students.~~

~~(4.1) For State related universities, performance metrics data under section 2034 L(e).~~

~~(5) Any other data required by the department, including data related to the metrics under section 2032 L.~~

~~(b) Transmittal.~~

~~(1) A public institution of higher education shall report information required under this section to the department in a manner and form prescribed by the department.~~

~~(2) Each State related university shall annually transmit data to the department no later than February 1 of each year. The department shall transmit data to the council in a timely manner.~~

~~(c) Submission. The system may submit the information required under this section on behalf of the State owned universities.~~

~~(d) Exclusion. The provisions of section 118 shall not apply to any data required under this section.~~

~~(e) Data sharing.~~

~~(1) The department may share data collected under this section with the board [and the council].~~

~~(2) The department shall share data collected under this section with the council.~~

~~(3) The following shall apply to confidential data shared under this subsection:~~

~~(i) Within 120 days of the effective date of this subsection, the department shall enter into a data use agreement with the council. The data use agreement shall include terms to ensure that the data is kept confidential and secure and remain confidential in accordance with the Family Educational Rights and Privacy Act of 1974 (Public Law 90-247, 20 U.S.C. § 1232g) and other applicable laws governing data sharing.~~

~~(ii) The department shall enter into a data use agreement with the board prior to sharing data under paragraph (1) and include the same terms in subparagraph (i).~~

~~(iii) The department may utilize a disclosure method to protect student privacy to prevent the identification of students.~~

~~(f) Definition. As used in this section, the term "student" means an individual who attends an institution of higher education, whether enrolled on a full time, part time, degree seeking, non degree seeking, credit or noncredit basis.~~

~~(g) Construction. Nothing in the section shall be construed to limit the obligations of a State related university to~~

~~provide data or other information to the department or the
General Assembly as required by law.~~

~~Section 12. The act is amended by adding sections to read:
Section 2034 L. State related University Performance Fund.~~

~~(a) Establishment. The State related University Performance
Fund is established in the State Treasury.~~

~~(b) Composition. The fund shall consist of money
appropriated or transferred to the fund and all interest
earnings received from investment of money in the fund.~~

~~(c) Appropriations. Money in the fund shall not be
appropriated except in accordance with section 30 of Article III
of the Constitution of Pennsylvania.~~

~~(d) Payments. The Commonwealth shall pay, on an equal
monthly basis during the fiscal year, money from the fund as
provided under subsection (c) to each State related university
in the amount calculated under section 2035 L for that fiscal
year.~~

~~(e) Remaining balance. Any available balance in the fund
not awarded by the allocation under section 2035 L during a
fiscal year may not be expended in that fiscal year but shall
remain in the fund for appropriation under subsection (c) in a
subsequent fiscal year.~~

~~Section 2035 L. Performance based funding formula.~~

~~(a) Findings and declarations. The General Assembly finds
and declares that the performance based funding formula is the
result of the work of the council.~~

~~(b) Student weighted count.~~

~~(1) No later than June 1, 2026, and each June 1
thereafter, the council shall assign weights to the following
categories of in State students in a State related~~

university:

~~(i) Full time, full undergraduate students.~~

~~(ii) Students who have received a Pell Grant.~~

~~(iii) Students who transferred from a community college.~~

~~(iv) Students from a low matriculation high school.~~

~~(v) Students who earned a high demand degree.~~

~~(2) Using the categories of students and the weights assigned by the council under paragraph (1), the department shall annually calculate the student weighted count using the most recent data available for each State related university.~~

~~(c) Maximum performance allocation.~~

~~(1) No later than June 1, 2026, and each June 1 thereafter, the council shall assign:~~

~~(i) A proportion between 0 and 1 of the maximum allocation that is based upon an equal share between each State related university.~~

~~(ii) A proportion between 0 and 1 of the maximum allocation that is based upon each State related university's share of the total student weighted count determined under subsection (b) (2).~~

~~(iii) The sum of the assigned proportions under subparagraphs (i) and (ii) shall equal 1.~~

~~(2) The department shall annually calculate the maximum performance allocation for each State related university as follows:~~

~~(i) Multiply the amount available in the fund by 0.95.~~

~~(ii) Multiply the product determined in subparagraph (i) by the proportion determined under paragraph (1) (ii).~~

~~(iii) Divide the State related university's student weighted count calculated under subsection (b) (2) by the sum of the student weighted count for all State related universities calculated under subsection (b) (2).~~

~~(iv) Multiply the product determined under subparagraph (ii) by the quotient determined under subparagraph (iii).~~

~~(v) Multiply one third by the proportion determined under paragraph (1) (i).~~

~~(vi) Multiply the product in subparagraph (i) by the product in subparagraph (v).~~

~~(vii) Add the products in subparagraphs (iv) and (vi).~~

~~(d) Performance metrics and goals.~~

~~(1) The State related university's performance allocation under subsection (c) shall be calculated based on performance across the following metrics:~~

~~(i) Four year graduation rates for in State, undergraduate students.~~

~~(ii) Six year graduation rates for in State, undergraduate students.~~

~~(iii) Six year graduation rates for in State, Pell Grant recipient undergraduate students.~~

~~(iv) High demand degree production for in State undergraduate students.~~

~~(2) No later than June 1, 2026, and each June 1 thereafter, the council shall assign weights to each of the performance metrics under paragraph (1) for the purpose of calculating each State related university's progress towards the State related university's goal.~~

1 ~~(3) No later than June 1, 2026, and each June 1~~
2 ~~thereafter, the council shall adopt a goal rate for each~~
3 ~~performance metric under paragraph (1).~~

4 ~~(4) The high demand degree production goal for each~~
5 ~~State related university shall be assigned by the council as~~
6 ~~follows:~~

7 ~~(i) A high demand degree production target rate~~
8 ~~shall be determined as a proportion between 0 and 1.~~

9 ~~(ii) Divide a State related university's total~~
10 ~~bachelor's degrees awarded for the most recent year~~
11 ~~available by the Statewide bachelor's degrees awarded for~~
12 ~~the most recent year available.~~

13 ~~(iii) Multiply the quotient in subparagraph (ii) by~~
14 ~~the short term workforce demand projection.~~

15 ~~(iv) Multiply the product in subparagraph (iii) by~~
16 ~~the proportion in subparagraph (i).~~

17 ~~(e) Performance allocation.~~

18 ~~(1) The department shall calculate the progress toward~~
19 ~~the goal for each State related university as follows:~~

20 ~~(i) For the performance metrics in subsection (d)(1)~~
21 ~~(i), (ii) and (iii), divide the current rate of each~~
22 ~~metric for the most recent year available by each~~
23 ~~metric's respective goal rate as determined in subsection~~
24 ~~(d)(3).~~

25 ~~(ii) For the metric in subsection (d)(1)(iv), divide~~
26 ~~the number of high demand degrees for the most recent~~
27 ~~year available by the product in subsection (d)(4)(iv).~~

28 ~~(iii) Calculate the average of the quotients in~~
29 ~~subparagraphs (i) and (ii).~~

30 ~~(2) The department shall calculate the performance~~

~~allocation for each State related university by multiplying the State related university's maximum performance allocation determined under subsection (c) (2) by the State related university's progress toward the goal determined under paragraph (1).~~

~~(f) Improvement and affordability allocation.~~

~~(1) The department shall annually calculate the total amount available for the improvement and affordability allocation by multiplying the amount in the fund by 0.05.~~

~~(2) The department shall annually calculate an improvement bonus for each State related university as follows:~~

~~(i) Add the positive percentage point increases in the rates of the performance metrics in subsection (d) (1) (i), (ii) and (iii) from the most recent year of data available compared to the prior year.~~

~~(ii) Subtract the high demand degrees awarded for the most recent year data is available by the high demand degrees awarded for the prior year.~~

~~(iii) Divide the difference in subparagraph (ii) by the high demand degrees awarded for the prior year.~~

~~(iv) Determine the greater of the quotient found in subparagraph (iii) or zero.~~

~~(v) Add the amounts in subparagraphs (i) and (iv).~~

~~(3) No later than June 1, 2026, and each June 1 thereafter, the council shall annually assign a percentage point affordability bonus for each State related university on the basis that the State related university maintains the percentage increase in their total cost of attendance for the current year over the prior year by an amount less than the~~

~~percentage increase in the higher education price index for the most recent year available.~~

~~(4) The improvement and affordability allocation for each State related university shall be calculated by the department as follows:~~

~~(i) Add the amounts in paragraph (2)(v) for each State related university.~~

~~(ii) Add the amounts in paragraph (3) for each State related university.~~

~~(iii) Add the sums in subparagraphs (i) and (ii).~~

~~(iv) Add the sum in paragraph (2)(v) for the State related university to the amount in paragraph (3) for the State related university.~~

~~(v) Divide the sum in subparagraph (iv) for the State related university by the sum in subparagraph (iii).~~

~~(vi) Multiply the quotient in subparagraph (v) by the amount available for the improvement and affordability allocation under paragraph (1).~~

~~Section 2036 L. Public accountability.~~

~~(a) Goals and weights. After the council assigns the performance goals and weights under section 2035 L, the chair of the council shall transmit the performance goals and weights to the Legislative Reference Bureau for publication in the next available issue of the Pennsylvania Bulletin.~~

~~(b) Public posting. The department and each State related university shall post on the publicly accessible Internet website of the department and each State related university the following:~~

~~(1) The current year data for each of the metrics~~

~~included in the student weighted count and each metric
included as performance metric under section 2035-L.~~

~~(2) The performance goals and weights assigned by the
council and published in the Pennsylvania Bulletin for the
performance metrics.~~

~~Section 2329. State Aid for Fiscal Year 2025-2026.~~

~~Notwithstanding any other provision of law to the contrary,
each library subject to 24 Pa.C.S. Ch. 93 (relating to public
library code) shall be eligible for State aid for fiscal year
2025-2026 as follows:~~

~~(1) Funds appropriated for libraries shall be
distributed to each library under the following formula:~~

~~(i) Divide the sum of the amount of funding the
library received in fiscal year 2024-2025 under section
2328 by the total State aid subsidy for fiscal year 2024-
2025.~~

~~(ii) Multiply the quotient under subparagraph (i) by
the total State aid subsidy for fiscal year 2025-2026.~~

~~(2) Following distribution of funds appropriated for
State aid to libraries under paragraph (1), any remaining
funds may be distributed at the discretion of the State
Librarian.~~

~~(3) If funds appropriated for State aid to libraries in
fiscal year 2025-2026 are less than funds appropriated in
fiscal year 2002-2003, the State Librarian may waive
standards as prescribed in 24 Pa.C.S. Ch. 93.~~

~~(4) Each library system receiving State aid under this
section may distribute the local library share of that aid in
a manner as determined by the board of directors of the
library system.~~

~~(5) In the case of a library system that contains a library operating in a city of the second class, changes to the distribution of State aid to the library shall be made by mutual agreement between the library and the library system.~~

~~(6) In the event of a change in district library center population prior to the effective date of this section as a result of:~~

~~(i) a city, borough, town, township, school district or county moving from one library center to another; or~~

~~(ii) a transfer of district library center status to a county library system; funding of district library center aid shall be paid based on the population of the newly established or reconfigured district library center.~~

~~(7) In the event of a change in direct service area from one library to another, the State Librarian, upon agreement of the affected libraries, may redistribute the local library share of aid to the library currently servicing the area.~~

~~Section 13. Section 2502.56(b) (2) (ii) of the act, added July 11, 2024 (P.L.618, No.55), is amended and the section is amended by adding a subsection to read:~~

~~Section 2502.56. Student Weighted Basic Education Funding Beginning with 2023-2024 School Year. * * *~~

~~(b) For the 2023-2024 school year and each school year thereafter, the Commonwealth shall pay to each school district a basic education funding allocation which shall consist of the following:~~

~~* * *~~

~~(2) A student based allocation to be calculated as follows:~~

~~* * *~~

~~(ii) Multiply the product in subparagraph (i) by the difference between the amount appropriated for the allocation of basic education funding to school districts and the sum of the amounts appropriated for the allocation in paragraph (1) and [subsection (c)] subsections (c) and (c.1).~~

~~* * *~~

~~(c.1) For the 2024-2025 school year, the Commonwealth shall pay an amount equal to five million dollars (\$5,000,000) to a school district located in a county of the second class A with a 2021-2022 adjusted average daily membership greater than 5,590 and less than 5,595 and a 2021-2022 current expenditure of less than \$110,000,000. Payments under this subsection shall be deemed to be part of the school district's allocation amount under subsection (b) (1) for the immediately succeeding school year and each school year thereafter.~~

~~* * *~~

~~Section 14. Sections 2510.3(a) (2), 2599.6(a.4), (a.6) (2), (a.7) (2), (a.8) and (f) (1) and 2608 J of the act, amended or added July 11, 2024 (P.L.618, No.55), are amended to read:~~

~~Section 2510.3. Assistance to School Districts Declared to be in Financial Recovery Status or Identified for Financial Watch Status. (a) The following apply:~~

~~* * *~~

~~(2) For the 2017-2018, 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024 [and], 2024-2025 and 2025-2026 fiscal years, the Department of Education may utilize up to seven million dollars (\$7,000,000) of undistributed funds not expended, encumbered or committed from appropriations for grants, subsidies and assessments made to the Department of Education to assist school districts declared to be in financial~~

~~recovery status under section 621 A, identified for financial
watch status under section 611 A or 694 A or subject to
oversight during the transition period under section 625 A. The
funds shall be transferred by the Secretary of the Budget to a
restricted account as necessary to make payments under this
section and, when transferred, are hereby appropriated to carry
out the provisions of this section.~~

~~* * *~~

~~Section 2599.6. Ready to Learn Block Grant. * * *~~

~~(a.4) For the 2023-2024 school year [and each school year
thereafter], each school entity shall receive a Ready to Learn
Block Grant in an amount not less than the amount received by
the school entity from the appropriation for the Ready to Learn
Block Grant during the 2022-2023 fiscal year.~~

~~* * *~~

~~(a.6) The Commonwealth shall pay an adequacy supplement from
the Ready to Learn Block Grant appropriation as follows:~~

~~* * *~~

~~(2) [(Reserved).] For the 2025-2026 school year:~~

~~(i) Divide the amount determined in subsection (f)(1) by the
sum of the amounts determined in subsection (f)(1) for each
school district.~~

~~(ii) Multiply the quotient determined in subparagraph (i) by
\$526,440,000.~~

~~(iii) Add the amount determined under subparagraph (ii) and
an amount calculated as follows:~~

~~(A) If the sum of the amounts determined under subparagraph
(ii) and subsection (a.7)(2) for the school district is less
than \$50,000, the difference of \$50,000 minus the sum of the
amounts determined under subparagraph (ii) and subsection (a.7)~~

~~(2) for the school district.~~

~~(B) If the sum of the amounts determined under subparagraph (ii) and subsection (a.7) (2) for the school district is greater than or equal to \$50,000, \$0.~~

~~(a.7) The Commonwealth shall pay a tax equity supplement from the Ready to Learn Block Grant appropriation as follows:~~

~~* * *~~

~~(2) [(Reserved).] For the 2025-2026 school year:~~

~~(i) Subtract the amount received under paragraph (1) from the amount determined in subsection (g) (1).~~

~~(ii) Divide the difference in subparagraph (i) by the sum of the amounts determined in subparagraph (i) for each school district.~~

~~(iii) Multiply the quotient determined in subparagraph (ii) by \$32,202,000.~~

~~(a.8) No school district that receives funding under subsection (a.6) or (a.7) shall seek a referendum exception under section 333 of the act of June 27, 2006 (1st Sp.Sess., P.L.1873, No.1), known as the Taxpayer Relief Act, for the 2025-2026 and 2026-2027 school [year] years.~~

~~* * *~~

~~(f) The provisions in this subsection relate to the adequacy supplement. The following shall apply:~~

~~(1) The department shall calculate an adequacy gap for each school district as follows:~~

~~(i) For each school district, multiply \$14,120 by the school district's student weighted average daily membership calculated under subsection (e) (2).~~

~~(ii) Subtract the school district's current expenditures from the amount calculated for the school district under~~

~~subparagraph (i).~~

~~(iii) Determine the greater of \$0 or the difference
calculated under subparagraph (ii).~~

~~(iv) Subtract the adequacy adjustment under paragraph (3)
from the amount determined in subparagraph (iii). For the 2025-
2026 fiscal year and each fiscal year thereafter, the adequacy
adjustment determined in paragraph (3) for each school district
shall be zero.~~

~~* * *~~

~~Section 2608 J. Applicability.~~

~~This article shall apply to projects for which approval and
reimbursement is sought and to the maintenance project grant
program beginning July 1, [2025] 2026.~~

~~Section 15. This act shall take effect immediately.~~

SECTION 1. SECTIONS 122(K)(3) AND (M.1) AND 133(B) OF THE
ACT OF MARCH 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC
SCHOOL CODE OF 1949, ARE AMENDED TO READ:

SECTION 122. SPECIAL EDUCATION FUNDING COMMISSION.--* * *

(K) * * *

(3) THE COMMISSION SHALL BE RECONSTITUTED JANUARY [15, 2026]
25, 2027, IN ACCORDANCE WITH SUBSECTION (C) AND SHALL MEET AND
HOLD PUBLIC HEARINGS TO REVIEW THE OPERATION OF THE SPECIAL
EDUCATION FUNDING PROVISIONS OF THIS SECTION, AND SHALL MAKE A
FURTHER REPORT AND SHALL ISSUE THE REPORT TO THE RECIPIENTS
LISTED IN SUBSECTION (I)(5) NO LATER THAN NOVEMBER 30, [2026]
2027. WHEN IN RECEIPT OF THE REPORT RECOMMENDING CHANGES TO THE
SPECIAL EDUCATION FUNDING FORMULA, THE GENERAL ASSEMBLY SHALL
CONSIDER AND TAKE ACTION TO ENACT THE FORMULA INTO LAW IN
ACCORDANCE WITH SUBSECTION (J).

* * *

(M.1) THE INDEPENDENT FISCAL OFFICE SHALL COMPLETE A SURVEY OF SCHOOL DISTRICT, CHARTER SCHOOL, REGIONAL CHARTER SCHOOL AND CYBER CHARTER SCHOOL SPECIAL EDUCATION STUDENT COST DISTRIBUTION IN CONJUNCTION WITH EACH RECONSTITUTION OF THE SPECIAL EDUCATION FUNDING COMMISSION.

* * *

SECTION 133. MINIMUM NUMBER OF DAYS OR HOURS.--* * *

(B) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO [SUPERSEDE]:

(1) SUPERSEDE OR PREEMPT A PROVISION OF A COLLECTIVE BARGAINING AGREEMENT ENTERED INTO BETWEEN A SCHOOL EMPLOYER AND AN EXCLUSIVE REPRESENTATIVE OF THE EMPLOYEES UNDER THE ACT OF JULY 23, 1970 (P.L.563, NO.195), KNOWN AS THE "PUBLIC EMPLOYEE RELATIONS ACT," PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

(2) APPLY TO THE LENGTH OF THE SCHOOL YEAR FOR SCHOOL EMPLOYEES, EXCEPT THAT THE SCHOOL YEAR FOR SCHOOL EMPLOYEES MUST MEET BOTH OF THE MINIMUM REQUIREMENTS UNDER SUBSECTION (A).

* * *

SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

SECTION 511.1. ADMISSION FEES FOR SCHOOL-SPONSORED ACTIVITIES.--(A) IF A SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION COLLECTS A FEE FOR ADMISSION TO A SCHOOL-SPONSORED ACTIVITY, CASH SHALL BE ACCEPTED AS A FORM OF PAYMENT FOR ADMISSION.

(B) IN ADDITION TO ACCEPTING CASH AS PAYMENT FOR ADMISSION, A SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION MAY ACCEPT OTHER PAYMENT METHODS FOR ADMISSION TO THE SCHOOL-SPONSORED ACTIVITY.

(C) A SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION MAY REFUSE TO ACCEPT PAYMENT FOR ADMISSION THAT IS IN A DENOMINATION

1 THAT SIGNIFICANTLY EXCEEDS THE AMOUNT OF THE FEE UNDER
2 SUBSECTION (A). FOR EVENTS SANCTIONED BY THE ASSOCIATION, IF
3 PAYMENT IS MADE IN CASH, THE ADMISSION FEE MUST BE PAID IN THE
4 EXACT AMOUNT.

5 (D) IF ELECTRONIC TICKETING IS THE SOLE METHOD OF ADMISSION,
6 A SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION SHALL PROVIDE
7 ALTERNATIVE METHODS OF PAYMENT AND DESIGNATED ENTRY POINTS FOR
8 INDIVIDUALS WHO PAY IN PERSON FOR THE PURPOSE OF ASSISTING AND
9 FACILITATING ENTRY INTO THE SCHOOL-SPONSORED ACTIVITY. THE
10 SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION MAY ACCEPT ANY
11 FORM OF PAYMENT, INCLUDING CASH, AT THE DESIGNATED ENTRY POINTS.
12 THE SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION SHALL MAKE
13 AVAILABLE A SUPPORT PERSON TO ASSIST INDIVIDUALS WHO EXPERIENCE
14 DIFFICULTY USING ELECTRONIC PAYMENT SYSTEMS.

15 (E) A SCHOOL ENTITY, NONPUBLIC SCHOOL OR ASSOCIATION MAY NOT
16 IMPOSE A SURCHARGE OR ANY OTHER ADDITIONAL FEE IN EXCESS OF THE
17 ADMISSION FEE UNDER SUBSECTION (A) FOR ACCEPTING CASH AS PAYMENT
18 FOR ADMISSION TO A SCHOOL-SPONSORED ACTIVITY.

19 (F) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
20 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
21 THE CONTEXT CLEARLY INDICATES OTHERWISE:

22 "ASSOCIATION" SHALL MEAN THE PENNSYLVANIA INTERSCHOLASTIC
23 ATHLETIC ASSOCIATION.

24 "CASH" SHALL MEAN ALL COINS AND CURRENCIES RECOGNIZED AS
25 LEGAL TENDER UNDER 31 U.S.C. § 5103 (RELATING TO LEGAL TENDER).

26 "INTERSCHOLASTIC ATHLETIC ACTIVITY" SHALL MEAN AN ATHLETIC
27 CONTEST OR COMPETITIONS CONDUCTED BETWEEN OR AMONG SCHOOL
28 ENTITIES OR NONPUBLIC SCHOOLS LOCATED IN THIS COMMONWEALTH.

29 "NONPUBLIC SCHOOL" SHALL MEAN AS DEFINED IN SECTION 923.3-
30 A(B).

1 "SCHOOL ENTITY" SHALL MEAN A SCHOOL DISTRICT, INTERMEDIATE
2 UNIT, AREA CAREER AND TECHNICAL SCHOOL, CHARTER SCHOOL, CYBER
3 CHARTER SCHOOL OR REGIONAL CHARTER SCHOOL.

4 "SCHOOL-SPONSORED ACTIVITY" SHALL MEAN AN ASSEMBLY, FIELD
5 TRIP, CLASS TRIP, GRADUATION CEREMONY, INTERSCHOLASTIC ATHLETIC
6 ACTIVITY, EXTRACURRICULAR ACTIVITY, CLUB, GROUP, TEAM OR ANY
7 ACTIVITY SPONSORED, HELD OR APPROVED BY A SCHOOL ENTITY OR
8 NONPUBLIC SCHOOL.

9 SECTION 3. SECTIONS 913-A(B) AND (C), 1201 AND 1202.1
10 HEADING AND (B) (1) (I) OF THE ACT ARE AMENDED TO READ:

11 SECTION 913-A. STAFF.--* * *

12 (B) AN EXECUTIVE DIRECTOR SHALL BE APPOINTED BY EACH
13 INTERMEDIATE UNIT BOARD OF DIRECTORS FOR A TERM OF FOUR YEARS:
14 PROVIDED, THAT THE INITIAL TERM SHALL COMMENCE JULY 1, 1971 AND
15 TERMINATE JUNE 30, 1974: AND, PROVIDED FURTHER, HOWEVER, THAT
16 EACH INTERMEDIATE UNIT PLANNING COMMITTEE MAY EMPLOY AN
17 EXECUTIVE DIRECTOR-ELECT TO SERVE PRIOR TO JULY 1, 1971. AN
18 EXECUTIVE DIRECTOR SHALL HOLD [A COMMISSION ISSUED BY THE
19 SUPERINTENDENT OF PUBLIC INSTRUCTION, IN ACCORDANCE WITH
20 REGULATIONS ADOPTED BY THE STATE BOARD OF EDUCATION.], AT THE
21 TIME OF APPOINTMENT, EITHER A LETTER OF ELIGIBILITY OR A
22 COMMISSION QUALIFICATION LETTER ISSUED BY THE DEPARTMENT OF
23 EDUCATION UNDER THE EDUCATIONAL AND EXPERIENCE CRITERIA
24 SPECIFIED IN SECTION 1003(B). AN INTERMEDIATE UNIT EXECUTIVE
25 DIRECTOR SHALL BE COMMISSIONED BY THE SECRETARY OF EDUCATION.

26 (C) ASSISTANT EXECUTIVE DIRECTORS MAY BE APPOINTED BY EACH
27 INTERMEDIATE UNIT BOARD OF DIRECTORS UPON RECOMMENDATION OF THE
28 EXECUTIVE DIRECTOR FOR A TERM OF FOUR YEARS: PROVIDED, THAT THE
29 INITIAL TERM SHALL COMMENCE JULY 1, 1971, AND TERMINATE JUNE 30,
30 1974: AND PROVIDED FURTHER, HOWEVER, THAT EACH INTERMEDIATE UNIT

1 PLANNING COMMITTEE MAY EMPLOY ASSISTANT EXECUTIVE DIRECTORS-
2 ELECT UPON RECOMMENDATION OF THE EXECUTIVE DIRECTOR-ELECT TO
3 SERVE PRIOR TO JULY 1, 1971. AN ASSISTANT EXECUTIVE DIRECTOR
4 SHALL HOLD [A COMMISSION ISSUED BY THE SUPERINTENDENT OF PUBLIC
5 INSTRUCTION, IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE STATE
6 BOARD OF EDUCATION.], AT THE TIME OF APPOINTMENT, EITHER A
7 LETTER OF ELIGIBILITY OR A COMMISSION QUALIFICATION LETTER
8 ISSUED BY THE DEPARTMENT OF EDUCATION UNDER THE EDUCATIONAL AND
9 EXPERIENCE CRITERIA SPECIFIED IN SECTION 1003(B). AN ASSISTANT
10 INTERMEDIATE UNIT EXECUTIVE DIRECTOR SHALL BE COMMISSIONED BY
11 THE SECRETARY OF EDUCATION.

12 * * *

13 SECTION 1201. CERTIFICATES QUALIFYING PERSONS TO TEACH.--
14 ONLY THOSE PERSONS HOLDING ONE OF THE FOLLOWING CERTIFICATES
15 SHALL BE QUALIFIED TO TEACH IN THE PUBLIC SCHOOLS OF THIS
16 COMMONWEALTH--(1) PERMANENT COLLEGE CERTIFICATE, (2) PROVISIONAL
17 COLLEGE CERTIFICATE, (3) NORMAL SCHOOL DIPLOMA, (4) NORMAL
18 SCHOOL CERTIFICATE, (5) SPECIAL PERMANENT CERTIFICATE, (6)
19 SPECIAL TEMPORARY CERTIFICATE, (7) PERMANENT STATE CERTIFICATE,
20 (8) RESIDENCY CERTIFICATE, (9) [INTERN] EXPERIENCE-BASED
21 CERTIFICATE, (10) INSTRUCTIONAL CERTIFICATE, (11) CAREER AND
22 TECHNICAL EXPERIENCE-BASED CERTIFICATE, (12) CAREER AND
23 TECHNICAL INSTRUCTIONAL CERTIFICATE, (13) CERTIFICATES WHICH ARE
24 PERMANENT LICENSES TO TEACH BY VIRTUE OF THE PROVISIONS OF
25 SECTION ONE THOUSAND THREE HUNDRED EIGHT OF THE ACT, APPROVED
26 THE EIGHTEENTH DAY OF MAY, ONE THOUSAND NINE HUNDRED ELEVEN
27 (PAMPHLET LAWS 309), AS AMENDED, WHICH IS REPEALED HEREBY, OR
28 [(11)] (14) SUCH OTHER KINDS OF CERTIFICATES AS ARE ISSUED UNDER
29 THE STANDARDS PRESCRIBED BY THE STATE BOARD OF EDUCATION. THE
30 STATE BOARD OF EDUCATION SHALL ALSO PROVIDE FOR ISSUANCE OF

CERTIFICATES BY DISTRICT SUPERINTENDENTS TO MEET SUCH
EMERGENCIES OR SHORTAGE OF TEACHERS AS MAY OCCUR.

SECTION 1202.1. [INSTRUCTIONAL] SPECIAL EDUCATION
CERTIFICATE GRADE SPANS AND AGE LEVELS AND DUTIES OF
DEPARTMENT.--* * *

(B) THE DEPARTMENT OF EDUCATION SHALL HAVE THE FOLLOWING
DUTIES:

(1) WITHIN SIXTY (60) DAYS OF THE EFFECTIVE DATE OF THIS
SUBSECTION:

(I) (A) NOTIFY ALL TEACHER PREPARATION PROGRAMS APPROVED BY
THE DEPARTMENT OF EDUCATION, ALL INDIVIDUALS ENROLLED IN THESE
PROGRAMS AND ALL INDIVIDUALS HOLDING AN EARLY CHILDHOOD
CERTIFICATE UNDER 22 PA. CODE § 49.85(B)(1) THAT AN INDIVIDUAL
HOLDING OR SEEKING AN EARLY CHILDHOOD CERTIFICATE MAY, BY
ATTAINING QUALIFYING SCORES ON THE ASSESSMENT MADE AVAILABLE BY
THE DEPARTMENT OF EDUCATION, EXTEND THE GRADE SPAN FOR THE
INDIVIDUAL'S EARLY CHILDHOOD CERTIFICATE TO INCLUDE GRADES FIVE
AND SIX AND INCLUDE AND MAINTAIN NOTICE OF THE AVAILABILITY OF
THE ASSESSMENT ON THE PUBLICLY ACCESSIBLE INTERNET WEBSITE OF
THE DEPARTMENT OF EDUCATION WITH OTHER INFORMATION DESCRIBING
CERTIFICATION REQUIREMENTS.

(B) THIS SUBPARAGRAPH SHALL EXPIRE JULY 1, 2028.

* * *

SECTION 4. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

SECTION 1202.2. INSTRUCTIONAL CERTIFICATE GRADE SPANS AND
AGE LEVELS.--(A) NOTWITHSTANDING 22 PA. CODE § 49.85 (RELATING
TO LIMITATIONS), THE GRADE SPANS AND AGE LEVELS FOR
INSTRUCTIONAL CERTIFICATES SHALL BE AS FOLLOWS:

(1) PRIMARY - PREKINDERGARTEN, KINDERGARTEN, GRADES ONE
THROUGH SIX OR AGES THREE (3) THROUGH ELEVEN (11).

1 (2) SECONDARY - GRADES SEVEN THROUGH TWELVE OR AGES ELEVEN
2 (11) THROUGH TWENTY-ONE (21).

3 (3) SPECIALIZED AREAS - PREKINDERGARTEN THROUGH GRADE TWELVE
4 OR AGES THREE (3) THROUGH TWENTY-ONE (21).

5 (B) CERTIFICATES ISSUED IN ACCORDANCE WITH 22 PA. CODE §
6 49.85(A), (B) AND (D) SHALL REMAIN VALID FOR THE TERM OF THE
7 CERTIFICATE.

8 (C) AN INDIVIDUAL HOLDING AN ELEMENTARY/MIDDLE INSTRUCTIONAL
9 CERTIFICATE ISSUED IN ACCORDANCE WITH 22 PA. CODE § 49.85(B) (2)
10 OR (D) (2) SHALL HAVE TWO PATHWAYS DEVELOPED BY THE DEPARTMENT OF
11 EDUCATION TO EXPAND THE SCOPE OF THE INDIVIDUAL'S CERTIFICATE TO
12 MEET THE GRADE LEVELS COVERED UNDER SUBSECTION (A) (2), WHICH
13 SHALL BE LIMITED TO EITHER COMPLETING CONTINUING EDUCATION
14 CREDITS FOR A SPECIFIC CERTIFICATION LEVEL OR ATTAINING
15 QUALIFYING SCORES ON THE ASSESSMENT MADE AVAILABLE BY THE
16 DEPARTMENT OF EDUCATION.

17 (D) NOTWITHSTANDING SUBSECTION (A), AN APPROVED EDUCATOR
18 PREPARATION PROGRAM MAY PERMIT AN INDIVIDUAL ENROLLED IN A
19 PROGRAM PRIOR TO JULY 1, 2028, AND REMAINING CONTINUOUSLY
20 ENROLLED TO COMPLETE THE PROGRAM FOR THE GRADE LEVEL LIMITATIONS
21 PROVIDED UNDER 22 PA. CODE § 49.85(D). THE DEPARTMENT OF
22 EDUCATION SHALL ISSUE THE APPROPRIATE CERTIFICATES TO AN
23 APPLICANT WHO COMPLETES THE PROGRAM AND MEETS ALL OTHER
24 CERTIFICATION REQUIREMENTS. NO LATER THAN JULY 1, 2028, AN
25 EDUCATOR PREPARATION PROGRAM MAY NOT ACCEPT NEW CANDIDATES
26 SEEKING A CERTIFICATE UNDER 22 PA. CODE § 49.85(D).

27 (E) (1) NOTWITHSTANDING 22 PA. CODE § 49.85, AN EDUCATOR
28 HOLDING AN EARLY CHILDHOOD CERTIFICATE ISSUED UNDER 22 PA. CODE
29 § 49.85(B) (1) OR (D) (1) MAY TEACH FIFTH AND SIXTH GRADE. AN
30 EDUCATOR HOLDING A SECONDARY SCHOOL CERTIFICATE MAY TEACH SIXTH

1 GRADE IN THE SUBJECT AREA FOR WHICH THE SECONDARY CERTIFICATE IS
2 ENDORSED.

3 (2) THE SECRETARY OF EDUCATION MAY ISSUE GUIDELINES AS
4 NECESSARY TO IMPLEMENT THIS SUBSECTION.

5 (F) THE SECRETARY OF EDUCATION MAY GRANT EXCEPTIONS TO THE
6 GRADE AND AGE LEVEL LIMITATIONS SPECIFIED IN THIS SECTION OR FOR
7 THOSE ISSUED IN ACCORDANCE WITH 22 PA. CODE § 49.85. THE
8 SECRETARY SHALL ISSUE GUIDELINES THAT OUTLINE THE CIRCUMSTANCES
9 UNDER WHICH EXCEPTIONS SHALL BE GRANTED.

10 (G) AN APPROVED EDUCATOR PREPARATION PROGRAM SHALL:

11 (1) REQUIRE INDIVIDUALS ENROLLED IN A PROGRAM WHO ARE
12 PURSUING AN INSTRUCTIONAL CERTIFICATE UNDER SUBSECTION (A) (1) TO
13 COMPLETE A MINIMUM OF THIRTY (30) CREDIT HOURS OF EARLY
14 CHILDHOOD COURSEWORK. COURSEWORK SHALL INCLUDE, BUT NOT BE
15 LIMITED TO, THE FOLLOWING TOPICS FOCUSED ON EARLY CHILDHOOD:

16 (I) DEVELOPMENT STAGES;

17 (II) LEARNING THEORIES;

18 (III) CURRICULUM DEVELOPMENT;

19 (IV) INSTRUCTIONAL STRATEGIES;

20 (V) CONTENT KNOWLEDGE;

21 (VI) LEARNING ENVIRONMENTS;

22 (VII) OBSERVATION AND ASSESSMENT METHODS; AND

23 (VIII) FAMILY AND COMMUNITY PARTNERSHIPS.

24 (2) ESTABLISH PATHWAYS FOR OBSERVATION, RESEARCH AND STUDENT
25 TEACHING WHICH FOCUS ON SPECIFIC CHILD AGES AND GRADES WITHIN
26 PROGRAMS FOR INDIVIDUALS PURSUING AN INSTRUCTIONAL CERTIFICATE
27 UNDER SUBSECTION (A) (1).

28 (3) ALLOW INDIVIDUALS ENROLLED IN A PROGRAM WHO ARE PURSUING
29 AN INSTRUCTIONAL CERTIFICATE UNDER SUBSECTION (A) (1) TO COMPLETE
30 THEIR FIELDWORK AND STUDENT TEACHING IN EARLY CHILDHOOD

1 SETTINGS, INCLUDING AT THEIR EMPLOYMENT SITE, PROVIDED THE
2 EMPLOYMENT SITE MEETS FIELD PLACEMENT CRITERIA AND ENSURES THAT
3 THE COOPERATING TEACHER IS A CERTIFIED EDUCATOR.

4 (H) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION:

6 "EARLY CHILDHOOD" SHALL MEAN PRE-KINDERGARTEN, KINDERGARTEN
7 AND GRADES ONE THROUGH THREE OR AGES THREE (3) THROUGH EIGHT
8 (8).

9 SECTION 1203.1. STATE CERTIFICATE FEE REDUCTION.--
10 CERTIFICATE FEES ASSESSED BY THE DEPARTMENT OF EDUCATION RELATED
11 TO THE REVIEW OF CERTIFICATE ELIGIBILITY FOR ISSUANCE OF
12 CERTIFICATES UNDER SECTION 1201 MAY NOT BE MORE THAN FIFTY
13 DOLLARS (\$50).

14 SECTION 5. SECTION 1204.1(A) OF THE ACT IS AMENDED TO READ:

15 SECTION 1204.1. STANDARD EMPLOYMENT APPLICATION.-- (A) THE
16 SECRETARY OF EDUCATION, IN CONSULTATION WITH ORGANIZATIONS
17 REPRESENTING SCHOOL ADMINISTRATORS, INCLUDING PERSONNEL
18 ADMINISTRATORS, TEACHERS AND SCHOOL BOARDS, SHALL DEVELOP A
19 STANDARD EMPLOYMENT APPLICATION FORM FOR USE BY INDIVIDUALS
20 ELIGIBLE FOR OR IN POSSESSION OF INSTRUCTIONAL, CAREER AND
21 TECHNICAL INSTRUCTIONAL, [INTERN] INSTRUCTIONAL EXPERIENCE-BASED
22 OR CAREER AND TECHNICAL [INTERN] EXPERIENCE-BASED TEACHING
23 CERTIFICATES IN MAKING APPLICATION FOR EMPLOYMENT WITH SCHOOL
24 DISTRICTS WITHIN THIS COMMONWEALTH.

25 * * *

26 SECTION 6. SECTION 1204.2(B) INTRODUCTORY PARAGRAPH OF THE
27 ACT, AMENDED JULY 11, 2024 (P.L.618, NO.55), IS AMENDED AND THE
28 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

29 SECTION 1204.2. CAREER AND TECHNICAL INSTRUCTIONAL
30 CERTIFICATE.--* * *

(B) IN ADDITION TO OTHER REQUIREMENTS PROMULGATED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION SHALL ISSUE A CAREER AND TECHNICAL [INTERN] EXPERIENCE-BASED CERTIFICATE UNDER 22 PA. CODE § 49.151 (RELATING TO ELIGIBILITY AND CRITERIA) TO AN INDIVIDUAL SEEKING A POSITION WITH THE PRIMARY RESPONSIBILITY OF TEACHING OCCUPATIONAL SKILLS IN STATE-APPROVED CAREER AND TECHNICAL EDUCATION PROGRAMS IN THE PUBLIC SCHOOLS OF THIS COMMONWEALTH IF THE INDIVIDUAL PRESENTS ANY OF THE FOLLOWING:

* * *

(B.2) THE CAREER AND TECHNICAL EXPERIENCE-BASED CERTIFICATE SHALL BE ISSUED FOR THE PERIOD OF TIME NEEDED BY AN INDIVIDUAL TO COMPLETE EIGHTEEN (18) CREDIT HOURS IN AN APPROVED CAREER AND TECHNICAL EDUCATOR PREPARATION PROGRAM, BUT IN NO CASE MAY THE PERIOD OF TIME EXCEED FIVE (5) YEARS FROM THE DATE OF ISSUANCE.

(B.3) IN ADDITION TO ANY OTHER REQUIREMENT PROMULGATED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION SHALL ISSUE A CAREER AND TECHNICAL EXPERIENCE-BASED CERTIFICATE UNDER 22 PA. CODE § 49.151 TO AN INDIVIDUAL SECURING RECOGNITION OF OCCUPATIONAL COMPETENCY UPON THE BASIS OF CREDENTIAL REVIEW AND ADEQUATE WORK EXPERIENCE BEYOND THE LEARNING PERIOD AS ESTABLISHED BY THE DEPARTMENT IN A COMPETENCY AREA REGARDLESS OF WHETHER AN OCCUPATIONAL COMPETENCY EXAMINATION EXISTS.

(B.4) IN ADDITION TO ANY OTHER REQUIREMENT PROMULGATED BY THE STATE BOARD OF EDUCATION, THE DEPARTMENT OF EDUCATION SHALL ISSUE A CAREER AND TECHNICAL INSTRUCTIONAL I CERTIFICATE UNDER 22 PA. CODE § 49.142 TO AN INDIVIDUAL SECURING RECOGNITION OF OCCUPATIONAL COMPETENCY UPON THE BASIS OF CREDENTIAL REVIEW AND ADEQUATE WORK EXPERIENCE BEYOND THE LEARNING PERIOD AS ESTABLISHED BY THE DEPARTMENT IN A COMPETENCY AREA, REGARDLESS

1 OF WHETHER AN OCCUPATIONAL COMPETENCY EXAMINATION EXISTS.

2 * * *

3 SECTION 7. SECTION 1205.2(K) INTRODUCTORY PARAGRAPH AND (2)
4 OF THE ACT ARE AMENDED, THE SUBSECTION IS AMENDED BY ADDING A
5 PARAGRAPH AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
6 READ:

7 SECTION 1205.2. PROGRAM OF CONTINUING PROFESSIONAL AND
8 PARAPROFESSIONAL EDUCATION.--* * *

9 (K) A PROFESSIONAL EDUCATOR WHO IS NOT EMPLOYED BY A SCHOOL
10 ENTITY AS A PROFESSIONAL OR TEMPORARY PROFESSIONAL EMPLOYE MAY
11 APPLY TO THE DEPARTMENT FOR INACTIVE CERTIFICATION[.], WHICH
12 SHALL BE GRANTED BY THE DEPARTMENT AT NO COST TO THE
13 PROFESSIONAL EDUCATOR. INACTIVE CERTIFICATION SHALL:

14 * * *

15 (2) EXCEPT AS PROVIDED UNDER [PARAGRAPH] PARAGRAPHS (2.1)
16 AND (2.2), BE REMOVED BY THE DEPARTMENT UPON THE APPLICATION OF
17 THE PROFESSIONAL EDUCATOR AND EVIDENCE OF THE COMPLETION OF
18 THIRTY (30) HOURS OF CONTINUING PROFESSIONAL EDUCATION WITHIN
19 THE IMMEDIATE PRECEDING [TWELVE (12)] EIGHTEEN (18) MONTHS. THE
20 DEPARTMENT SHALL ESTABLISH GUIDELINES TO APPROVE COURSES THAT
21 WILL AUTHORIZE THE REMOVAL OF INACTIVE CERTIFICATION.

22 * * *

23 (2.2) BE REMOVED BY THE DEPARTMENT UPON THE APPLICATION OF
24 THE PROFESSIONAL EDUCATOR AND EVIDENCE THAT THE PROFESSIONAL
25 EDUCATOR HAS RECEIVED AN OFFER OF EMPLOYMENT FROM A SCHOOL
26 ENTITY THAT HAS COMMITTED TO PROVIDE AND ENSURE THAT THE
27 PROFESSIONAL EDUCATOR COMPLETES THIRTY (30) HOURS OF IN-SERVICE
28 CONTINUING PROFESSIONAL EDUCATION WITHIN THE PROFESSIONAL
29 EDUCATOR'S FIRST TWO YEARS OF EMPLOYMENT.

30 * * *

1 (K.2) (1) UPON THE REMOVAL OF INACTIVE CERTIFICATION UNDER
2 SUBSECTION (K) (2.1) OR (2.2), A PROFESSIONAL EDUCATOR SHALL HAVE
3 THE SAME NUMBER OF HOURS OF CONTINUING PROFESSIONAL EDUCATION
4 AND THE SAME AMOUNT OF TIME IN WHICH TO COMPLETE THE HOURS AS
5 EXISTED FOR THE PROFESSIONAL EDUCATOR AT THE TIME INACTIVE
6 CERTIFICATION WAS GRANTED.

7 (2) IN THE CASE OF A PROFESSIONAL EDUCATOR WHOSE CERTIFICATE
8 WAS PLACED ON INACTIVE STATUS FOR THE FIRST TIME BY THE
9 DEPARTMENT DUE TO THE EXPIRATION OF THE PROFESSIONAL EDUCATOR'S
10 COMPLIANCE PERIOD, THE PROFESSIONAL EDUCATOR SHALL BEGIN A NEW
11 FIVE-YEAR COMPLIANCE PERIOD TO SATISFY THE REQUIREMENTS OF
12 SUBSECTION (A).

13 * * *

14 SECTION 8. SECTION 1207.1 (A) (1) AND (C) OF THE ACT ARE
15 AMENDED TO READ:

16 SECTION 1207.1. POSTBACCALAUREATE CERTIFICATION.-- (A)
17 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, THE
18 SECRETARY OF EDUCATION SHALL HAVE ALL OF THE FOLLOWING POWERS
19 AND DUTIES WITH REGARD TO POSTBACCALAUREATE CERTIFICATION
20 PROGRAMS:

21 (1) EVALUATE AND APPROVE, IN ACCORDANCE WITH THIS SECTION,
22 ALL POSTBACCALAUREATE CERTIFICATION PROGRAMS, INCLUDING
23 ACCELERATED PROGRAMS, LEADING TO THE CERTIFICATION OF
24 PROFESSIONAL PERSONNEL INCLUDING [**INTERN**] EXPERIENCE-BASED
25 CERTIFICATION PROGRAMS, RESIDENCY CERTIFICATION PROGRAMS AND
26 ADMINISTRATIVE CERTIFICATION PROGRAMS.

27 * * *

28 (C) (1) POSTBACCALAUREATE INSTRUCTIONAL [**INTERN**]
29 EXPERIENCE-BASED CERTIFICATION PROGRAMS SHALL PROVIDE FLEXIBLE
30 AND ACCELERATED PEDAGOGICAL TRAINING TO TEACHERS WHO HAVE

1 DEMONSTRATED SUBJECT MATTER COMPETENCY IN A SUBJECT AREA RELATED
2 TO THEIR CERTIFICATION.

3 (2) THE SECRETARY OF EDUCATION MAY MAKE A ONE-TIME ISSUANCE
4 OF A POSTBACCALAUREATE INSTRUCTIONAL [INTERN] EXPERIENCE-BASED
5 CERTIFICATE FOR SERVICE IN A SPECIFIC AREA OF INSTRUCTION TO
6 CANDIDATES WHO, IN ADDITION TO MEETING THE REQUIREMENTS OF
7 SECTION 1209, PRESENT EVIDENCE OF SATISFACTORY ACHIEVEMENT ON
8 THE DEPARTMENT-PRESCRIBED SUBJECT MATTER ASSESSMENTS RELATED TO
9 THE AREA OF CERTIFICATION AND HOLD A BACHELOR'S DEGREE FROM AN
10 ACCREDITED COLLEGE OR UNIVERSITY. THIS CERTIFICATE SHALL REQUIRE
11 CONTINUING ENROLLMENT IN AN APPROVED POSTBACCALAUREATE
12 INSTRUCTIONAL [INTERN] EXPERIENCE-BASED CERTIFICATION PROGRAM.

13 (3) A POSTBACCALAUREATE INSTRUCTIONAL [INTERN] EXPERIENCE-
14 BASED CERTIFICATE SHALL BE VALID FOR [THREE (3)] FIVE (5) YEARS
15 OF TEACHING IN THE PUBLIC SCHOOLS OF THIS COMMONWEALTH AND MAY
16 NOT BE RENEWED.

17 (4) A CANDIDATE SHALL BE ISSUED AN INSTRUCTIONAL I
18 CERTIFICATE UPON SUCCESSFUL COMPLETION OF THE APPROVED
19 POSTBACCALAUREATE INSTRUCTIONAL [INTERN] EXPERIENCE-BASED
20 PROGRAM PROVIDED THAT THE CANDIDATE HAS SATISFIED THE
21 REQUIREMENTS OF SECTION 1209.

22 * * *

23 SECTION 9. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
24 SECTION 1207.5. ASSESSMENT OF BASIC SKILLS.--AN ASSESSMENT
25 OF BASIC SKILLS AS DEFINED IN 22 PA. CODE § 49.1 (RELATING TO
26 DEFINITIONS) SHALL NOT BE PERMITTED FOR ADMISSION INTO A
27 COMMONWEALTH EDUCATOR PREPARATION PROGRAM OR REQUIRED FOR
28 ISSUANCE BY THE DEPARTMENT OF EDUCATION FOR A CERTIFICATE TYPE
29 OR AREA, INCLUDING AN INSTRUCTIONAL, CAREER AND TECHNICAL,
30 EDUCATION SPECIALIST, EXPERIENCE-BASED OR ADMINISTRATIVE

1 CERTIFICATE.

2 SECTION 10. SECTION 1216.1(D) OF THE ACT IS AMENDED TO READ:

3 SECTION 1216.1. PROFESSIONAL EDUCATOR DISCIPLINE FEE.--* * *

4 (D) NOTWITHSTANDING ANY OTHER PROVISION OF LAW OR
5 REGULATION, AN INDIVIDUAL WHO IS A MEMBER OF THE UNITED STATES
6 ARMED FORCES, INCLUDING A RESERVE COMPONENT OR NATIONAL GUARD,
7 OR A VETERAN, OR THE SPOUSE OF THE MEMBER OF THE UNITED STATES
8 ARMED FORCES OR THE SPOUSE OF THE VETERAN, [SHALL] MAY NOT BE
9 REQUIRED TO PAY [ONLY THE FOLLOWING FEES] A FEE TO THE
10 DEPARTMENT WITH RESPECT TO THE INDIVIDUAL'S CERTIFICATION[:]

11 (1) A CERTIFICATION FEE NOT TO EXCEED TEN DOLLARS (\$10).

12 (2) A PROFESSIONAL EDUCATOR DISCIPLINE FEE NOT TO EXCEED
13 TWENTY-FIVE DOLLARS (\$25)].

14 * * *

15 SECTION 11. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

16 SECTION 1221. CAREER AND TECHNICAL ADMINISTRATIVE DIRECTOR
17 CERTIFICATION FLEXIBILITY.--(A) A SCHOOL ENTITY MAY EMPLOY AN
18 EDUCATOR WHO HAS BEEN ISSUED A SUPERINTENDENT'S LETTER OF
19 ELIGIBILITY TO FILL A DIRECTOR OF CAREER AND TECHNICAL EDUCATION
20 ADMINISTRATOR VACANCY IF THE EDUCATOR MEETS ONE OF THE FOLLOWING
21 REQUIREMENTS:

22 (1) HAS A MINIMUM OF THREE (3) YEARS OF RELEVANT
23 PROFESSIONAL EXPERIENCE, INCLUDING SERVING AS A CAREER AND
24 TECHNICAL CENTER SUPERINTENDENT OF RECORD, IN A CAREER AND
25 TECHNICAL SCHOOL OR SECONDARY SCHOOL OFFERING AT LEAST THREE (3)
26 CAREER AND TECHNICAL EDUCATION PROGRAMS APPROVED BY THE
27 DEPARTMENT OF EDUCATION.

28 (2) COMPLETED A POSTBACCALAUREATE PROGRAM UNDER SECTION
29 1207.1 THAT IS APPROVED BY THE DEPARTMENT OF EDUCATION AND
30 PREPARES THE EDUCATOR TO DIRECT, OPERATE, SUPERVISE AND

1 ADMINISTER CAREER AND TECHNICAL EDUCATION IN A SCHOOL ENTITY.

2 (3) AGREES TO COMPLETE A CAREER AND TECHNICAL EDUCATION
3 LEADERSHIP PROGRAM APPROVED BY THE DEPARTMENT OF EDUCATION THAT
4 MEETS THE PENNSYLVANIA SCHOOL LEADERSHIP STANDARDS UNDER SECTION
5 1217 WITHIN THREE (3) YEARS OF EMPLOYMENT AS A CAREER AND
6 TECHNICAL ADMINISTRATIVE DIRECTOR IN ACCORDANCE WITH THIS
7 SECTION.

8 (B) NOTWITHSTANDING SECTION 1207.1(D) AND 22 PA. CODE §
9 49.163 (RELATING TO CAREER AND TECHNICAL ADMINISTRATIVE
10 DIRECTOR), THE DEPARTMENT OF EDUCATION SHALL ISSUE A CAREER AND
11 TECHNICAL ADMINISTRATIVE DIRECTOR CERTIFICATE TO AN EDUCATOR WHO
12 HAS FULFILLED THREE (3) FULL AND CONSECUTIVE ACADEMIC YEARS OF
13 EMPLOYMENT AT THE SCHOOL ENTITY AS A CAREER AND TECHNICAL
14 ADMINISTRATIVE DIRECTOR IN ACCORDANCE WITH THIS SECTION AND
15 MEETS ONE OF THE FOLLOWING REQUIREMENTS:

16 (1) MEETS THE ELIGIBILITY REQUIREMENTS IN ACCORDANCE WITH
17 SUBSECTION (A) (1) OR (2).

18 (2) PROVIDES THE SECRETARY OF EDUCATION WITH EVIDENCE OF
19 SUCCESSFULLY COMPLETING THE CAREER AND TECHNICAL EDUCATION
20 LEADERSHIP PROGRAM IN ACCORDANCE WITH SUBSECTION (A) (3).

21 (C) THE DEPARTMENT OF EDUCATION MAY NOT IMPOSE A REQUIREMENT
22 BASED ON THE AMOUNT OF TIME OR PERCENTAGE OF THE ASSIGNMENT
23 RELATED TO SUPERVISING CAREER AND TECHNICAL EDUCATION PROGRAMS.

24 (D) THE PERIOD OF EMPLOYMENT AS A CAREER AND TECHNICAL
25 EDUCATION ADMINISTRATIVE DIRECTOR UNDER A VALID PENNSYLVANIA
26 CAREER AND TECHNICAL EMERGENCY PERMIT SHALL BE COUNTED BY THE
27 DEPARTMENT OF EDUCATION TOWARD FULFILLING THE RELEVANT
28 PROFESSIONAL EXPERIENCE REQUIREMENT UNDER SUBSECTION (A) (1).

29 (E) AN EDUCATOR EMPLOYED AS A CAREER AND TECHNICAL
30 ADMINISTRATIVE DIRECTOR IN ACCORDANCE WITH THIS SECTION MAY NOT

1 SERVE AS A SUPERINTENDENT AT THE SAME TIME.

2 (F) AS USED IN THIS SECTION, THE TERM "SCHOOL ENTITY" IS
3 DEFINED AS AN AREA CAREER AND TECHNICAL SCHOOL OR SCHOOL
4 DISTRICT, CHARTER SCHOOL OR INTERMEDIATE UNIT OFFERING AT LEAST
5 THREE (3) CAREER AND TECHNICAL EDUCATION PROGRAMS APPROVED BY
6 THE DEPARTMENT OF EDUCATION.

7 SECTION 12. SECTION 1327.2 OF THE ACT IS AMENDED TO READ:

8 SECTION 1327.2. ATTENDANCE POLICY AT CHARTER, REGIONAL
9 CHARTER AND CYBER CHARTER SCHOOLS.-- (A) EACH CHARTER, REGIONAL
10 CHARTER AND CYBER CHARTER SCHOOL SHALL ESTABLISH AN ATTENDANCE
11 POLICY DESIGNED TO ACCURATELY DETERMINE WHEN A CHILD WHO IS
12 ENROLLED IN A CHARTER, REGIONAL CHARTER OR CYBER CHARTER SCHOOL
13 HAS AN UNEXCUSED OR EXCUSED ABSENCE OR IS PRESENT FOR
14 INSTRUCTION, WHICH MAY DIFFER FROM THE POLICY OF THE SCHOOL
15 DISTRICT IN WHICH THE CHILD RESIDES. THE POLICY MUST CONFORM TO
16 THE PROVISIONS OF THIS ACT RELATING TO COMPULSORY ATTENDANCE.

17 (A.1) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (A), A
18 CYBER CHARTER SCHOOL SHALL INCLUDE IN ITS ATTENDANCE POLICY THE
19 FOLLOWING:

20 (1) A POLICY TO DETERMINE WHEN A CHILD HAS AN UNEXCUSED OR
21 EXCUSED ABSENCE OR IS PRESENT FOR SYNCHRONOUS INSTRUCTION. TO BE
22 PRESENT FOR SYNCHRONOUS INSTRUCTION, A CHILD MUST BE PRESENT AND
23 VISIBLE TO THE TEACHER ON CAMERA DURING EACH SYNCHRONOUS
24 INSTRUCTIONAL PERIOD FOR EACH COURSE.

25 (2) A PROHIBITION SPECIFYING THAT A CYBER CHARTER SCHOOL
26 ADMINISTRATOR OR CHIEF ADMINISTRATOR MAY NOT ALTER AN ATTENDANCE
27 RECORD TAKEN BY A TEACHER, UNLESS THE ALTERATION CORRECTS AN
28 ERROR.

29 (3) A POLICY TO DETERMINE WHEN A CHILD HAS AN UNEXCUSED OR
30 EXCUSED ABSENCE OR IS PRESENT FOR ASYNCHRONOUS INSTRUCTION. TO

1 BE PRESENT FOR ASYNCHRONOUS INSTRUCTION, A CHILD MUST COMPLETE
2 WEEKLY BENCHMARKS. THE FOLLOWING REQUIREMENTS SHALL APPLY TO THE
3 WEEKLY BENCHMARKS:

4 (I) A CYBER CHARTER SCHOOL SHALL ESTABLISH WEEKLY BENCHMARKS
5 FOR STUDENTS PARTICIPATING IN ASYNCHRONOUS INSTRUCTION AND SHALL
6 SUBMIT THE WEEKLY BENCHMARKS TO THE DEPARTMENT FOR APPROVAL BY
7 JUNE 30 OF EACH YEAR FOR THE FOLLOWING SCHOOL YEAR. IF THE
8 DEPARTMENT HAS NOT APPROVED, DENIED OR RETURNED THE WEEKLY
9 BENCHMARKS WITHIN 45 DAYS, THE WEEKLY BENCHMARKS SHALL BE DEEMED
10 APPROVED FOR THE FOLLOWING SCHOOL YEAR.

11 (II) THE WEEKLY BENCHMARKS MUST BE SUFFICIENT TO DEMONSTRATE
12 THE STUDENT IS MAKING ADEQUATE AND CONSISTENT PROGRESS TOWARD
13 COMPLETION OF EACH COURSE IN WHICH THE STUDENT IS ENROLLED. THE
14 CYBER CHARTER SCHOOL'S ATTENDANCE POLICY SHALL DEFINE ADEQUATE
15 AND CONSISTENT PROGRESS AND INCLUDE THE CONSEQUENCE FOR FAILURE
16 TO MAKE ADEQUATE AND CONSISTENT PROGRESS.

17 (III) IF A STUDENT DOES NOT COMPLETE THE WEEKLY BENCHMARK,
18 THE STUDENT SHALL RECEIVE AN ABSENCE OR OTHER CONSEQUENCE IN
19 ACCORDANCE WITH THE POLICY UNDER THIS PARAGRAPH.

20 (B) NOTWITHSTANDING SECTION 1333.2(A), IN THE CASE OF A
21 CHILD ENROLLED IN A CYBER CHARTER SCHOOL THE VENUE FOR THE
22 FILING OF A CITATION UNDER SECTION 1333.1 SHALL BE BASED UPON
23 THE RESIDENCE OF THE CHILD. A CYBER CHARTER SCHOOL MAY
24 PARTICIPATE IN A PROCEEDING UNDER SECTIONS 1333.1, 1333.2 AND
25 1333.3 IN PERSON, BY TELEPHONE CONFERENCING, BY VIDEO
26 CONFERENCING OR BY ANY OTHER ELECTRONIC MEANS.

27 (C) (1) CHARTER, REGIONAL CHARTER AND CYBER CHARTER SCHOOLS
28 SHALL REPORT ALL UNEXCUSED ABSENCES DIRECTLY TO THE DEPARTMENT
29 ANNUALLY THROUGH THE PENNSYLVANIA INFORMATION MANAGEMENT SYSTEM
30 (PIMS).

1 (2) IN ADDITION TO THE REPORTING REQUIREMENTS UNDER
2 PARAGRAPH (1), CYBER CHARTER SCHOOLS SHALL SUBMIT INFORMATION
3 RELATED TO THE COMPLETION OF THE WEEKLY BENCHMARKS ESTABLISHED
4 UNDER SUBSECTION (A.1) (3) ANNUALLY THROUGH PIMS AND THE
5 DEPARTMENT SHALL POST THE INFORMATION ON THE DEPARTMENT'S
6 PUBLICLY ACCESSIBLE INTERNET WEBSITE.

7 (3) FOR STUDENTS WHO HAVE BEEN FOUND TO BE TRUANT OR
8 HABITUALLY TRUANT, CYBER CHARTER SCHOOLS SHALL REPORT THE
9 INFORMATION REQUIRED UNDER PARAGRAPHS (1) AND (2) DIRECTLY TO
10 THE DEPARTMENT MONTHLY THROUGH PIMS.

11 SECTION 13. SECTION 1333(A) OF THE ACT IS AMENDED BY ADDING
12 PARAGRAPHS AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
13 READ:

14 SECTION 1333. PROCEDURE WHEN CHILD IS TRUANT.--(A) WHEN A
15 CHILD IS TRUANT, THE SCHOOL SHALL NOTIFY IN WRITING THE PERSON
16 IN PARENTAL RELATION WITH THE CHILD WHO RESIDES IN THE SAME
17 HOUSEHOLD AS THE CHILD OF THE CHILD'S VIOLATION OF COMPULSORY
18 SCHOOL ATTENDANCE WITHIN TEN (10) SCHOOL DAYS OF THE CHILD'S
19 THIRD UNEXCUSED ABSENCE. THE NOTICE:

20 * * *

21 (2.1) SHALL INCLUDE NOTICE TO THE PERSON IN PARENTAL
22 RELATION THAT A CHILD WHO IS HABITUALLY TRUANT MAY NOT TRANSFER,
23 DURING THE SCHOOL YEAR, TO A CYBER CHARTER SCHOOL UNLESS A JUDGE
24 DETERMINES THAT THE TRANSFER IS IN THE BEST INTEREST OF THE
25 CHILD;

26 (2.2) SHALL INCLUDE RESOURCES AVAILABLE TO ASSIST THE CHILD
27 AND THE PERSON IN PARENTAL RELATION WITH RETURNING THE CHILD TO
28 COMPLIANT COMPULSORY SCHOOL ATTENDANCE AND OPPORTUNITIES FOR
29 FURTHER ACADEMIC RECOVERY IN RESPONSE TO THE TRUANT BEHAVIOR;

30 * * *

1 (C.1) A CHILD WHO IS HABITUALLY TRUANT MAY NOT TRANSFER,
2 DURING THE SCHOOL YEAR, TO A CYBER CHARTER SCHOOL UNLESS A JUDGE
3 DETERMINES THAT THE TRANSFER IS IN THE BEST INTEREST OF THE
4 CHILD.

5 * * *

6 SECTION 14. SECTIONS 1333.1, 1333.2 AND 1333.3 OF THE ACT
7 ARE AMENDED BY ADDING SUBSECTIONS TO READ:

8 SECTION 1333.1. PROCEDURE BY SCHOOL WHEN CHILD HABITUALLY
9 TRUANT.--* * *

10 (D.1) AN EDUCATIONAL ENTITY IN WHICH THE CHILD IS ENROLLED
11 SHALL PROVIDE THE CHILD WITH A SCHOOL ATTENDANCE IMPROVEMENT
12 PLAN AND SHALL CONTINUE TO PURSUE REMEDIES TO THE CHILD'S
13 HABITUAL TRUANCY UNTIL THE CHILD IS NO LONGER TRUANT OR IS NO
14 LONGER OF COMPULSORY SCHOOL AGE, REGARDLESS OF WHETHER THE CHILD
15 WAS ENROLLED AT THE CURRENT EDUCATIONAL ENTITY OR ANOTHER
16 EDUCATIONAL ENTITY AT THE TIME OF TRUANCY.

17 * * *

18 SECTION 1333.2. PROCEDURE UPON FILING OF CITATION.--* * *

19 (I) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO LIMIT THE
20 ABILITY OF A JUDGE TO ENTER A SENTENCE AFTER THE COMPLETION OF
21 THE SCHOOL YEAR IN WHICH THE CHILD WAS HABITUALLY TRUANT,
22 PROVIDED THAT THE PENALTIES FOR A SENTENCE SHALL BE LIMITED TO
23 THOSE SPECIFIED IN SECTION 1333.3(A)(2) AND (3).

24 SECTION 1333.3. PENALTIES FOR VIOLATING COMPULSORY SCHOOL
25 ATTENDANCE REQUIREMENTS.--* * *

26 (I) AT THE TIME OF CONVICTION OF A CHILD FOR A VIOLATION OF
27 THE REQUIREMENTS OF COMPULSORY SCHOOL ATTENDANCE UNDER THIS
28 ARTICLE, THE COURT SHALL MAKE A DETERMINATION ON THE ABILITY OF
29 THE CHILD TO TRANSFER TO A CYBER CHARTER SCHOOL IN ACCORDANCE
30 WITH SECTION 1333(C.1).

1 (J) THE COURT SHALL RETAIN JURISDICTION OF THE MATTER
2 INsofar AS IT RELATES TO THE COMPLETION OF COMMUNITY SERVICE, A
3 COURSE, PROGRAM OR PLAN BY THE STUDENT AS PROVIDED IN SUBSECTION
4 (A) (2) OR (3) OR (B), IF APPLICABLE. UPON COMPLETION OF THE
5 COMMUNITY SERVICE, COURSE, PROGRAM OR PLAN, THE COURT'S
6 JURISDICTION IS RELINQUISHED.

7 SECTION 15. SECTION 1333.4 OF THE ACT IS AMENDED TO READ:

8 SECTION 1333.4. STUDY OF TRUANCY PROCEDURE.-- (A) FIVE (5)
9 YEARS AFTER COMMENCEMENT OF THE FIRST SCHOOL YEAR TO WHICH
10 SECTION 1333 APPLIES, AND AT REGULAR INTERVALS NOT TO EXCEED
11 EVERY FIVE (5) YEARS THEREAFTER, THE JOINT STATE GOVERNMENT
12 COMMISSION SHALL UNDERTAKE A STUDY OF THE PROCEDURES FOR HOW A
13 SCHOOL HANDLES CHILDREN WHO ARE TRUANT AND HABITUALLY TRUANT AND
14 EVALUATE THE EFFECTIVENESS OF THE PROCEDURES IN IMPROVING SCHOOL
15 ATTENDANCE AND WHETHER THE PROCEDURES SHOULD BE REVISED,
16 INCLUDING TO REQUIRE COURT INVOLVEMENT SOONER IN CERTAIN TRUANCY
17 CASES[.] AND A SUMMARY OF CHANGES IN TRUANCY PROCEDURE AND
18 PRACTICE WITHIN THIS COMMONWEALTH SINCE THE PREVIOUS REPORT
19 ISSUED BY THE JOINT STATE GOVERNMENT COMMISSION.

20 (B) THE JOINT STATE GOVERNMENT COMMISSION SHALL ESTABLISH AN
21 ADVISORY COMMITTEE THAT MAY INCLUDE REPRESENTATIVES OF THE
22 DEPARTMENT OF EDUCATION, EDUCATIONAL ENTITIES AND ORGANIZATIONS,
23 INCLUDING CYBER CHARTER SCHOOLS, THE JUDICIARY, DISTRICT
24 ATTORNEYS, LAW ENFORCEMENT, PUBLIC ORGANIZATIONS INVOLVED IN
25 TRUANCY ISSUES, REPRESENTATIVES OF COUNTY CHILDREN AND YOUTH
26 AGENCIES AND JUVENILE JUSTICE AGENCIES AND OTHER ORGANIZATIONS
27 SELECTED BY THE JOINT STATE GOVERNMENT COMMISSION TO CONSULT
28 WITH THE JOINT STATE GOVERNMENT COMMISSION IN CONDUCTING THE
29 STUDY.

30 (C) THE JOINT STATE GOVERNMENT COMMISSION SHALL HOLD

1 INFORMATIONAL MEETINGS TO RECEIVE TESTIMONY FROM PROFESSIONALS
2 OR ORGANIZATIONS WITH EXPERTISE IN TRUANCY AND TRUANCY
3 PREVENTION.

4 (D) THE JOINT STATE GOVERNMENT COMMISSION SHALL ISSUE A
5 REPORT OF ITS FINDINGS AND RECOMMENDATIONS TO THE EDUCATION
6 COMMITTEE OF THE SENATE AND THE EDUCATION COMMITTEE OF THE HOUSE
7 OF REPRESENTATIVES NOT LATER THAN TWELVE (12) MONTHS AFTER
8 UNDERTAKING [THE] EACH STUDY.

9 SECTION 16. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

10 SECTION 1333.5. DEPARTMENT SUPPORTS TO PREVENT TRUANCY.--THE
11 DEPARTMENT, IN COORDINATION WITH THE DEPARTMENT OF HUMAN
12 SERVICES, SHALL DEVELOP BEST PRACTICES FOR STUDENT SUPPORTS TO
13 PREVENT TRUANCY AND HABITUAL TRUANCY.

14 SECTION 17. SECTION 1339 OF THE ACT IS AMENDED TO READ:

15 SECTION 1339. REPORTS TO [SUPERINTENDENT OF PUBLIC
16 INSTRUCTION.--EVERY SCHOOL DISTRICT] SECRETARY OF EDUCATION.--

17 (A) EVERY EDUCATIONAL ENTITY SHALL REPORT TO THE
18 [SUPERINTENDENT OF PUBLIC INSTRUCTION UPON THE] SECRETARY OF
19 EDUCATION INFORMATION RELATED TO STUDENT ATTENDANCE AND
20 ENFORCEMENT OF THE PROVISIONS FOR COMPULSORY ATTENDANCE AND THE
21 COST THEREOF, IN SUCH DETAIL AS [SAID SUPERINTENDENT OF PUBLIC
22 INSTRUCTION SHALL REQUEST.] REQUESTED BY THE DEPARTMENT. THE
23 DEPARTMENT SHALL POST QUARTERLY REPORTS ON ITS PUBLICLY
24 ACCESSIBLE INTERNET WEBSITE, RELATED TO THE ENFORCEMENT OF
25 COMPULSORY ATTENDANCE, WHICH SHALL CONTAIN ALL THE INFORMATION
26 REQUIRED TO BE PROVIDED TO THE DEPARTMENT UNDER THIS ARTICLE.
27 INFORMATION SHALL BE REPORTED AND POSTED IN A MANNER CONSISTENT
28 WITH THE FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974
29 (PUBLIC LAW 90-247, 20 U.S.C. § 1232G).

30 (B) A SCHOOL ADMINISTRATOR, EMPLOYEE OR REPRESENTATIVE OF AN

EDUCATIONAL ENTITY WHO KNOWINGLY FALSIFIES A REPORT OR DATA
SUBMITTED TO THE DEPARTMENT UNDER SUBSECTION (A) SHALL BE GUILTY
OF A MISDEMEANOR OF THE THIRD DEGREE.

SECTION 18. SECTION 1372(8) OF THE ACT IS AMENDED BY ADDING
A SUBPARAGRAPH TO READ:

SECTION 1372. EXCEPTIONAL CHILDREN; EDUCATION AND
TRAINING.--* * *

(8) REPORTING OF EXPENDITURES RELATING TO EXCEPTIONAL
STUDENTS.

* * *

(VI) FOR PURPOSES OF REPORTING EXPENDITURES UNDER THIS
SECTION AND FOR CALCULATING THE COSTS FOR EDUCATING A SPECIAL
EDUCATION STUDENT, COSTS SHALL BE IN ACCORDANCE WITH DEPARTMENT
OF EDUCATION GUIDANCE AND SHALL INCLUDE THE FOLLOWING:

(A) ELIGIBLE INSTRUCTION COSTS PER SPECIAL EDUCATION STUDENT
WHEN SPECIFIED IN THE STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM
SHALL INCLUDE:

(I) PRORATED SALARY AND BENEFITS FOR A CLASSROOM SPECIAL
EDUCATION TEACHER.

(II) PRORATED SALARY AND BENEFITS FOR A CLASSROOM AIDE, IF
THE AIDE IS ASSIGNED TO A GROUP OF STUDENTS.

(III) TOTAL COST OF SALARY AND BENEFITS IF A
PARAPROFESSIONAL OR ONE-ON-ONE AIDE IS ASSIGNED TO THE STUDENT.

(B) ELIGIBLE RELATED SERVICES COSTS PER SPECIAL EDUCATION
STUDENT WHEN SPECIFIED IN THE STUDENT'S INDIVIDUALIZED EDUCATION
PROGRAM SHALL INCLUDE:

(I) PRORATED TRANSPORTATION COST IF THE VEHICLE IS
TRANSPORTING MULTIPLE STUDENTS AT ONE TIME.

(II) TOTAL TRANSPORTATION COST IF THE VEHICLE IS
TRANSPORTING ONLY THE STUDENT RECEIVING SERVICES.

1 (III) PRORATED COST OF SPEECH AND LANGUAGE SERVICES IF
2 SERVICES ARE PROVIDED TO A GROUP OF STUDENTS.

3 (IV) TOTAL COST OF SPEECH AND LANGUAGE SERVICES IF SERVICES
4 ARE PROVIDED TO THE STUDENT RECEIVING SERVICES.

5 (V) TOTAL COST OF INDIVIDUAL SERVICES, INCLUDING
6 OCCUPATIONAL THERAPY, PHYSICAL THERAPY, VISION SERVICES, HEARING
7 SERVICES, ORIENTATION AND MOBILITY AND RELATED SERVICES.

8 (VI) PRORATED COST OF SCHOOL NURSING SERVICES IF SERVICES
9 ARE PROVIDED TO A GROUP OF STUDENTS.

10 (VII) TOTAL COST OF A ONE-ON-ONE NURSE IF THE NURSE IS
11 ASSIGNED TO A STUDENT RECEIVING SERVICES.

12 (C) ELIGIBLE SPECIALIZED EQUIPMENT COSTS PER SPECIAL
13 EDUCATION STUDENT WHEN SPECIFIED IN THE STUDENT'S INDIVIDUALIZED
14 EDUCATION PROGRAM SHALL INCLUDE:

15 (I) TOTAL COST OF BRAILLE MATERIALS FOR THE STUDENT
16 RECEIVING SERVICES.

17 (II) TOTAL COST OF ASSISTIVE TECHNOLOGY FOR THE STUDENT
18 RECEIVING SERVICES.

19 (III) TOTAL COST OF OTHER EQUIPMENT FOR THE STUDENT
20 RECEIVING SERVICES.

21 (D) INELIGIBLE COSTS THAT MAY NOT BE USED IN THE CALCULATION
22 INCLUDE:

23 (I) ADMINISTRATIVE COSTS.

24 (II) NONSPECIALIZED TRANSPORTATION COSTS.

25 (III) GENERAL EDUCATION COSTS, WHICH ARE NOT APPLICABLE TO
26 SPECIAL EDUCATION SERVICES.

27 SECTION 19. THE DEFINITION OF "CHIEF SCHOOL ADMINISTRATOR"
28 IN SECTION 1301-A OF THE ACT IS AMENDED TO READ:

29 SECTION 1301-A. DEFINITIONS.--AS USED IN THIS ARTICLE,

30 "CHIEF SCHOOL ADMINISTRATOR" SHALL MEAN THE SUPERINTENDENT OF

1 A PUBLIC SCHOOL DISTRICT, SUPERINTENDENT OF AN AREA CAREER AND
2 TECHNICAL SCHOOL, EXECUTIVE DIRECTOR OF AN INTERMEDIATE UNIT OR
3 CHIEF [EXECUTIVE OFFICER] ADMINISTRATOR OF A CHARTER SCHOOL.

4 * * *

5 SECTION 20. THE DEFINITION OF "CHIEF SCHOOL ADMINISTRATOR"
6 IN SECTION 1301-B OF THE ACT IS AMENDED TO READ:

7 SECTION 1301-B. DEFINITIONS.

8 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
9 SHALL HAVE THE MEANING GIVEN TO THEM IN THIS SECTION UNLESS THE
10 CONTEXT CLEARLY INDICATES OTHERWISE:

11 "CHIEF SCHOOL ADMINISTRATOR." THE SUPERINTENDENT OF A PUBLIC
12 SCHOOL DISTRICT, SUPERINTENDENT OF AN AREA CAREER AND TECHNICAL
13 SCHOOL, EXECUTIVE DIRECTOR OF AN INTERMEDIATE UNIT OR CHIEF
14 [EXECUTIVE OFFICER] ADMINISTRATOR OF A CHARTER SCHOOL.

15 * * *

16 SECTION 21. SECTION 1302-B(I) AND (J) (1) (I) OF THE ACT ARE
17 AMENDED AND SUBSECTION (B) IS AMENDED BY ADDING A PARAGRAPH TO
18 READ:

19 SECTION 1302-B. SCHOOL SAFETY AND SECURITY COMMITTEE.

20 * * *

21 (B) COMPOSITION.--THE COMMITTEE SHALL CONSIST OF A
22 CHAIRPERSON AND THE FOLLOWING MEMBERS:

23 * * *

24 (13) A RECOGNIZED SUBJECT MATTER EXPERT IN CYBER
25 SECURITY APPOINTED BY THE GOVERNOR FROM THREE NAMES SUBMITTED
26 JOINTLY BY THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE
27 SPEAKER OF THE HOUSE OF REPRESENTATIVES, WHO SHALL BE
28 NONVOTING.

29 * * *

30 (I) COOPERATION.--[THE] IN COOPERATION WITH THE COMMITTEE,

1 THE COMMISSION SHALL [COOPERATE WITH THE COMMITTEE TO] ESTABLISH
2 AN OFFICE OF SCHOOL SAFETY AND SECURITY AND SHALL SELECT STAFF
3 TO BE EMPLOYED BY THE COMMISSION AND ASSIGNED TO ASSIST THE
4 COMMITTEE IN CARRYING OUT ITS DUTIES.

5 (J) EXECUTIVE COMMITTEE.--

6 (1) THE COMMITTEE SHALL ESTABLISH AN EXECUTIVE COMMITTEE
7 WHICH SHALL MEET, AT A MINIMUM, EVERY TWO MONTHS TO IDENTIFY
8 AND REVIEW CURRENT AND EMERGING SCHOOL SAFETY ISSUES,
9 INCLUDING, BUT NOT LIMITED TO:

10 (I) DATA ON ISSUES AND INCIDENTS REPORTED THROUGH
11 THE SAFE2SAY SOMETHING PROGRAM;

12 * * *

13 SECTION 22. SECTION 1304-B OF THE ACT IS AMENDED BY ADDING
14 SUBSECTIONS TO READ:

15 SECTION 1304-B. SCHOOL SAFETY AND SECURITY ASSESSMENT
16 PROVIDERS.

17 * * *

18 (D) REVIEW OF REGISTERED ASSESSMENT PROVIDERS.--ANNUALLY,
19 THE COMMITTEE SHALL SELECT A SAMPLE OF ACTIVE REGISTERED SCHOOL
20 SAFETY AND SECURITY ASSESSMENT PROVIDERS TO SUBMIT A COMPLETED
21 ASSESSMENT FOR REVIEW. THE COMMITTEE SHALL ENSURE THAT ALL
22 REGISTERED SCHOOL SAFETY AND SECURITY PROVIDERS ARE REVIEWED
23 EVERY THREE YEARS. THE REGISTERED PROVIDER MAY BE REQUIRED TO
24 CORRECT DEFICIENCIES IDENTIFIED IN ASSESSMENT MATERIALS.

25 (E) REMOVAL.--REGISTERED PROVIDERS MAY BE REMOVED FROM THE
26 REGISTERED PROVIDER LIST IF THE ASSESSORS ARE UNRESPONSIVE OR
27 INACTIVE OR IF THE ASSESSMENT MATERIALS ARE DETERMINED TO BE
28 INCONSISTENT WITH THE APPROVED ASSESSMENT CRITERIA UNDER SECTION
29 1303-B.

30 SECTION 23. SECTION 1306-B(H) (4) OF THE ACT IS AMENDED AND

SUBSECTIONS (H) AND (J) ARE AMENDED BY ADDING PARAGRAPHS TO
READ:

SECTION 1306-B. SCHOOL SAFETY AND SECURITY GRANT PROGRAM.

* * *

(H) SCHOOL SAFETY AND SECURITY FUND.--

* * *

(4) THE FUND MAY ONLY BE USED FOR THE GRANT PROGRAMS
AUTHORIZED UNDER THIS ARTICLE AND NO MONEY IN THE FUND MAY BE
TRANSFERRED OR DIVERTED TO ANY OTHER PURPOSE BY
ADMINISTRATIVE ACTION[.], EXCEPT THAT THE COMMITTEE MAY
ANNUALLY AUTHORIZE THE USE OF UNEXPENDED, UNCOMMITTED OR
UNENCUMBERED MONEY IN THE FUND TO BE USED FOR ADMINISTRATIVE
COSTS OF THE COMMISSION ASSOCIATED WITH CARRYING OUT THE
DUTIES UNDER THIS ARTICLE, INCLUDING FULFILLING TRAINING
REQUIREMENTS UNDER THIS ARTICLE AND ARTICLES XIII-C AND XIII-
E.

* * *

(14) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, DURING
THE 2025-2026 FISCAL YEAR, MONEY IN THE FUND SHALL BE USED AS
FOLLOWS:

(I) ONE HUNDRED MILLION DOLLARS SHALL BE USED FOR
SCHOOL SAFETY AND MENTAL HEALTH GRANTS UNDER SECTION
1314.2-B.

(II) TWENTY MILLION SEVEN HUNDRED THOUSAND DOLLARS
SHALL BE USED FOR TARGETED SCHOOL SAFETY GRANTS UNDER
SECTION 1306.1-B.

* * *

(J) SPECIFIC PURPOSES.--THE COMMITTEE SHALL PROVIDE GRANTS
TO SCHOOL ENTITIES FOR PROGRAMS THAT ADDRESS SCHOOL MENTAL
HEALTH AND SAFETY AND SECURITY, INCLUDING:

1 * * *

2 (32) ESTABLISHING, ENHANCING OR PROMOTING CYBERSECURITY
3 MEASURES, INCLUDING:

4 (I) INTERNAL AND EXTERNAL PENETRATION TESTING.

5 (II) ENHANCING PROGRAMS AIMED AT CYBERSECURITY AND
6 RISK MANAGEMENT.

7 (III) COORDINATING OR ENHANCING PARTNERSHIPS WITH
8 LOCAL LAW ENFORCEMENT AGENCIES.

9 (IV) FORMING CYBERSECURITY BREACH REACTION PLANS IN
10 ACCORDANCE WITH FEDERAL, STATE AND LOCAL CYBERSECURITY
11 AND DATA SECURITY GUIDELINES.

12 (V) COLLABORATION WITH APPROVED THIRD-PARTY VENDORS
13 IN CONDUCTING CYBERSECURITY PROTECTION, INTERNAL AND
14 EXTERNAL PENETRATION TESTING AND VULNERABILITY
15 ASSESSMENT.

16 (VI) ESTABLISHMENT OF CYBERSECURITY PROTOCOLS
17 ASSOCIATED WITH THE USE OF THIRD-PARTY PROVIDERS.

18 (VII) OTHER RECOMMENDATIONS MADE TO REMEDY
19 CYBERSECURITY VULNERABILITIES FOUND BY THIRD-PARTY
20 PROVIDERS.

21 * * *

22 SECTION 24. SECTION 1309-B(D) OF THE ACT IS AMENDED,
23 SUBSECTION (C) (5.1) (III) IS AMENDED BY ADDING A CLAUSE AND
24 SUBSECTION (C) IS AMENDED BY ADDING A PARAGRAPH TO READ:
25 SECTION 1309-B. SCHOOL SAFETY AND SECURITY COORDINATOR.

26 * * *

27 (C) SPECIFIC DUTIES.--THE SCHOOL SAFETY AND SECURITY
28 COORDINATOR SHALL:

29 * * *

30 (3.1) COORDINATE SCHOOL SAFETY AND SECURITY MEETINGS

1 WITH SCHOOL AND BUILDING LEADERSHIP, AT LEAST QUARTERLY.

2 * * *

3 (5.1) NO LATER THAN JUNE 30, 2025, AND EACH JUNE 30
4 THEREAFTER, MAKE A REPORT TO THE SCHOOL ENTITY'S BOARD OF
5 DIRECTORS ON THE SCHOOL ENTITY'S CURRENT SCHOOL SECURITY
6 PERSONNEL. THE FOLLOWING APPLY:

7 * * *

8 (III) EACH REPORT SHALL INCLUDE:

9 * * *

10 (F) BEGINNING JUNE 30, 2026, AND EACH JUNE 30
11 THEREAFTER, AN ATTENDANCE REPORT OF SCHOOL AND
12 BUILDING PERSONNEL PRESENT AT SCHOOL SAFETY AND
13 SECURITY MEETINGS, INCLUDING YEARLY ATTENDANCE
14 TOTALS.

15 * * *

16 (D) TRAINING REQUIRED.--

17 (1) SCHOOL ADMINISTRATORS APPOINTED AS SCHOOL SAFETY AND
18 SECURITY COORDINATORS SHALL COMPLETE THE SEVEN HOURS OF
19 TRAINING REQUIRED UNDER SECTION 1316-B WITHIN ONE YEAR [FROM
20 THE TIME THE FIRST TRAININGS THAT MEET THE CRITERIA ARE
21 POSTED BY THE COMMITTEE] OF APPOINTMENT.

22 (2) SCHOOL ADMINISTRATORS APPOINTED AS SAFETY AND
23 SECURITY COORDINATORS [AFTER TRAININGS ARE POSTED SHALL
24 COMPLETE THE TRAINING WITHIN ONE YEAR OF APPOINTMENT] SHALL
25 COMPLETE ANY ADDITIONAL CONTINUING EDUCATION REQUIREMENTS AS
26 ADOPTED BY THE COMMITTEE.

27 SECTION 25. SECTION 1310-B(A) INTRODUCTORY PARAGRAPH OF THE
28 ACT IS AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION
29 TO READ:

30 SECTION 1310-B. SCHOOL SAFETY AND SECURITY TRAINING.

1 (A) SCHOOL ENTITY DUTIES.--SCHOOL ENTITIES, IN CONSULTATION
2 WITH THE SCHOOL SAFETY AND SECURITY COORDINATOR, SHALL PROVIDE
3 THEIR EMPLOYEES WITH MANDATORY TRAINING ON SCHOOL SAFETY AND
4 SECURITY SUBJECT TO THE FOLLOWING BASED ON THE NEEDS OF THE
5 SCHOOL ENTITY:

6 * * *

7 (A.2) INPUT.--ANNUALLY, THE SCHOOL SAFETY AND SECURITY
8 COORDINATOR SHALL MEET WITH SCHOOL EMPLOYEES FOR INPUT ON THE
9 TRAINING FOR THE SCHOOL ENTITY UNDER SUBSECTION (A).

10 * * *

11 SECTION 26. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
12 SECTION 1314.2-B. SCHOOL SAFETY AND MENTAL HEALTH GRANTS FOR
13 2025-2026 SCHOOL YEAR.

14 (A) FUNDING.--FOR THE 2025-2026 SCHOOL YEAR, THE MONEY UNDER
15 SECTION 1306-B(H) (14) (I) SHALL BE USED BY THE COMMITTEE TO AWARD
16 SCHOOL SAFETY AND MENTAL HEALTH GRANTS TO SCHOOL ENTITIES IN
17 ACCORDANCE WITH THIS SECTION.

18 (B) PURPOSE OF GRANTS.--

19 (1) A SCHOOL ENTITY SHALL BE ELIGIBLE FOR SCHOOL SAFETY
20 AND MENTAL HEALTH GRANTS TO MEET THE LEVEL 1 BASELINE
21 CRITERIA FOR PHYSICAL SECURITY OR BEHAVIORAL HEALTH AND
22 SCHOOL CLIMATE CRITERIA ESTABLISHED BY THE COMMITTEE.

23 (2) IF A SCHOOL ENTITY HAS MET THE LEVEL 1 BASELINE
24 CRITERIA FOR PHYSICAL SECURITY, THE SCHOOL ENTITY SHALL BE
25 ELIGIBLE TO EXPEND FUNDING FOR ACTIVITIES OUTLINED IN SECTION
26 1306-B(J) (1), (2), (3), (4), (5), (7), (8), (9), (11), (12),
27 (13), (14), (16), (18), (22), (23) AND (32).

28 (3) IF A SCHOOL ENTITY HAS MET THE LEVEL 1 BASELINE
29 CRITERIA FOR BEHAVIORAL HEALTH AND SCHOOL CLIMATE, THE SCHOOL
30 ENTITY SHALL BE ELIGIBLE TO EXPEND FUNDING FOR ACTIVITIES

1 OUTLINED IN SECTION 1306-B(J) (6), (10), (15), (17), (19),
2 (20), (21), (23), (24), (25), (26), (27), (28), (29), (30)
3 AND (31).

4 (C) AMOUNT OF GRANTS.--THE COMMITTEE SHALL AWARD SCHOOL
5 SAFETY AND MENTAL HEALTH GRANTS TO EACH SCHOOL ENTITY THAT
6 SUBMITS AN APPLICATION IN THE FOLLOWING AMOUNTS:

7 (1) A SCHOOL DISTRICT SHALL RECEIVE:

8 (I) \$100,000; AND

9 (II) THE AMOUNT DETERMINED UNDER PARAGRAPH (3).

10 (2) AN INTERMEDIATE UNIT, AREA CAREER AND TECHNICAL
11 SCHOOL, CHARTER SCHOOL, REGIONAL CHARTER SCHOOL AND CYBER
12 CHARTER SCHOOL SHALL RECEIVE \$70,000.

13 (3) AN AMOUNT DETERMINED AS FOLLOWS:

14 (I) MULTIPLY THE 2023-2024 ADJUSTED AVERAGE DAILY
15 MEMBERSHIP FOR EACH SCHOOL DISTRICT BY THE DIFFERENCE
16 BETWEEN THE AMOUNT ALLOCATED IN SUBSECTION (A) AND THE
17 SUM OF THE AMOUNTS DISTRIBUTED UNDER PARAGRAPHS (1) AND
18 (2).

19 (II) DIVIDE THE PRODUCT FROM SUBPARAGRAPH (I) BY THE
20 2023-2024 ADJUSTED AVERAGE DAILY MEMBERSHIP FOR ALL
21 SCHOOL DISTRICTS.

22 (D) AVAILABILITY OF APPLICATIONS.--THE COMMITTEE SHALL MAKE
23 AN APPLICATION FOR GRANTS UNDER THIS SECTION AVAILABLE TO SCHOOL
24 ENTITIES NO LATER THAN 45 DAYS AFTER THE EFFECTIVE DATE OF THIS
25 SUBSECTION. THE APPLICATION REQUIREMENTS SHALL BE LIMITED TO THE
26 SCHOOL ENTITY'S CONTACT INFORMATION, THE SPECIFIC PURPOSE OF THE
27 GRANT BASED UPON THE CATEGORIES SPECIFIED IN SUBSECTION (B),
28 WITH BOXES ON THE APPLICATION FOR THE APPLICANT TO INDICATE THE
29 SCHOOL ENTITY'S ANTICIPATED USE AND CERTIFICATION BY THE
30 APPLICANT THAT THE MONEY WILL BE USED FOR THE STATED PURPOSE.

1 (E) EFFECT OF REVENUE RECEIVED.--GRANT MONEY RECEIVED UNDER
2 THIS SECTION MAY NOT BE INCLUDED WHEN CALCULATING THE AMOUNT TO
3 BE PAID UNDER SECTION 1725-A.

4 (F) AUDIT AND MONITORING.--THE COMMITTEE SHALL RANDOMLY
5 AUDIT AND MONITOR GRANT RECIPIENTS TO ENSURE THE APPROPRIATE USE
6 OF GRANT MONEY AND COMPLIANCE WITH PROVISIONS OF THE GRANT
7 PROGRAM.

8 (G) DEFINITION.--AS USED IN THIS SECTION, THE TERM "SCHOOL
9 ENTITY" MEANS A SCHOOL DISTRICT, AREA CAREER AND TECHNICAL
10 SCHOOL, INTERMEDIATE UNIT, CHARTER SCHOOL, REGIONAL CHARTER
11 SCHOOL AND CYBER CHARTER SCHOOL.

12 SECTION 27. SECTION 1319-B(F) OF THE ACT IS AMENDED AND
13 SUBSECTION (D) IS AMENDED BY ADDING A PARAGRAPH TO READ:
14 SECTION 1319-B. REPORTING AND MEMORANDUM OF UNDERSTANDING.

15 * * *

16 (D) ADVISORY COMMITTEE.--A CHIEF SCHOOL ADMINISTRATOR SHALL
17 FORM AN ADVISORY COMMITTEE COMPOSED OF RELEVANT SCHOOL STAFF,
18 INCLUDING, BUT NOT LIMITED TO, PRINCIPALS, SECURITY PERSONNEL,
19 SCHOOL SAFETY AND SECURITY COORDINATOR, EMERGENCY SERVICES
20 PERSONNEL, SCHOOL SECURITY PERSONNEL, GUIDANCE COUNSELORS AND
21 SPECIAL EDUCATION ADMINISTRATORS TO ASSIST IN THE DEVELOPMENT OF
22 A MEMORANDUM OF UNDERSTANDING UNDER THIS SECTION. IN
23 CONSULTATION WITH THE ADVISORY COMMITTEE, THE CHIEF SCHOOL
24 ADMINISTRATOR SHALL ENTER INTO A MEMORANDUM OF UNDERSTANDING
25 WITH LAW ENFORCEMENT AGENCIES HAVING JURISDICTION OVER SCHOOL
26 PROPERTY OF THE SCHOOL ENTITY. THE CHIEF SCHOOL ADMINISTRATOR
27 SHALL SUBMIT A COPY OF THE MEMORANDUM OF UNDERSTANDING TO THE
28 DEPARTMENT BY JUNE 30, 2024, AND BIENNIALY UPDATE AND RE-
29 EXECUTE A MEMORANDUM OF UNDERSTANDING WITH LAW ENFORCEMENT AND
30 FILE THE MEMORANDUM WITH THE DEPARTMENT ON A BIENNIAL BASIS. THE

1 MEMORANDUM OF UNDERSTANDING SHALL BE SIGNED BY THE CHIEF SCHOOL
2 ADMINISTRATOR, THE CHIEF OF POLICE OF THE LAW ENFORCEMENT AGENCY
3 WITH JURISDICTION OVER THE RELEVANT SCHOOL PROPERTY AND
4 PRINCIPALS OF EACH SCHOOL BUILDING OF THE SCHOOL ENTITY. THE
5 MEMORANDUM OF UNDERSTANDING SHALL COMPLY WITH THE REGULATIONS
6 PROMULGATED UNDER SECTION 1306.2-B AND SHALL ALSO INCLUDE:

7 * * *

8 (4) A PROCEDURE FOR TIMELY COORDINATION BETWEEN THE
9 SCHOOL ENTITY'S THREAT ASSESSMENT TEAM AND THE LAW
10 ENFORCEMENT AGENCY, IF NECESSARY, PURSUANT TO SECTION 1302-E.

11 * * *

12 (F) NONCOMPLIANCE.--IF A SCHOOL ENTITY OR LAW ENFORCEMENT
13 AGENCY FAILS TO COMPLY WITH THE PROVISIONS OF THIS SECTION, THE
14 SCHOOL ENTITY OR LAW ENFORCEMENT AGENCY MAY NOT BE AWARDED ANY
15 GRANT ADMINISTERED BY THE COMMITTEE UNTIL SUCH TIME AS THE
16 SCHOOL ENTITY OR LAW ENFORCEMENT AGENCY HAS COMPLIED WITH THIS
17 SECTION. NO LATER THAN SEPTEMBER 1 OF EACH YEAR, THE DEPARTMENT
18 SHALL PROVIDE THE COMMITTEE WITH A LIST OF SCHOOL ENTITIES THAT
19 HAVE NOT REPORTED INFORMATION UNDER THIS SECTION TO THE
20 DEPARTMENT.

21 * * *

22 SECTION 28. SECTIONS 1305-C(A)(2)(I), 1313-C(A.1)(1), 1314-
23 C(B)(1) AND 1315-C(1), ARTICLE XIII-D HEADING AND SECTION 1301-
24 D(3), (4), (5) AND (6) OF THE ACT ARE AMENDED TO READ:
25 SECTION 1305-C. TRAINING.

26 (A) GENERAL RULE.--A SCHOOL POLICE OFFICER WHO HAS BEEN
27 GRANTED POWERS UNDER SECTION 1306-C(A)(3) OR (B) OR HAS BEEN
28 AUTHORIZED TO CARRY A FIREARM MUST, BEFORE ENTERING UPON THE
29 DUTIES OF THE OFFICE, SATISFY THE FOLLOWING:

30 * * *

1 (2) (I) SUCCESSFULLY COMPLETE [THE BASIC SCHOOL
2 RESOURCE OFFICER COURSE OFFERED BY THE NATIONAL
3 ASSOCIATION OF SCHOOL RESOURCE OFFICERS OR AN EQUIVALENT
4 COURSE OF INSTRUCTION APPROVED BY THE COMMISSION.]
5 TRAINING FOR SCHOOL SECURITY PERSONNEL IN ACCORDANCE WITH
6 THE STANDARDS APPROVED BY THE COMMISSION AND WITH A
7 PROVIDER APPROVED IN ACCORDANCE WITH SECTION 1315-C.

8 * * *

9 SECTION 1313-C. SCHOOL RESOURCE OFFICERS.

10 * * *

11 (A.1) TRAINING.--

12 (1) PRIOR TO ENTERING UPON THE DUTIES OF THE OFFICE, A
13 SCHOOL RESOURCE OFFICER SHALL SUCCESSFULLY COMPLETE [THE
14 BASIC SCHOOL RESOURCE OFFICER COURSE OFFERED BY THE NATIONAL
15 ASSOCIATION OF SCHOOL RESOURCE OFFICERS OR AN EQUIVALENT
16 COURSE OF INSTRUCTION APPROVED BY THE COMMISSION.] TRAINING
17 FOR SCHOOL SECURITY PERSONNEL IN ACCORDANCE WITH THE
18 STANDARDS APPROVED BY THE COMMISSION AND WITH A PROVIDER
19 APPROVED IN ACCORDANCE WITH SECTION 1315-C.

20 * * *

21 SECTION 1314-C. SCHOOL SECURITY GUARDS.

22 * * *

23 (B) TRAINING.--THE FOLLOWING SHALL APPLY:

24 (1) PRIOR TO ENTERING UPON THE DUTIES OF THE OFFICE, A
25 SCHOOL SECURITY GUARD SHALL SUCCESSFULLY COMPLETE [THE BASIC
26 SCHOOL RESOURCE OFFICER COURSE OFFERED BY THE NATIONAL
27 ASSOCIATION OF SCHOOL RESOURCE OFFICERS OR AN EQUIVALENT
28 COURSE OF INSTRUCTION APPROVED BY THE COMMISSION.] TRAINING
29 FOR SCHOOL SECURITY PERSONNEL IN ACCORDANCE WITH THE
30 STANDARDS APPROVED BY THE COMMISSION AND WITH A PROVIDER

1 APPROVED IN ACCORDANCE WITH SECTION 1315-C.

2 * * *

3 SECTION 1315-C. DUTIES OF COMMISSION.

4 THE COMMISSION SHALL HAVE THE FOLLOWING DUTIES UNDER THIS
5 ARTICLE:

6 (1) [IN CONJUNCTION WITH THE DEPARTMENT AND THE
7 PENNSYLVANIA STATE POLICE, PERIODICALLY REASSESS THE TRAINING
8 REQUIREMENTS FOR ALL SCHOOL SECURITY PERSONNEL, INCLUDING THE
9 BASIC SCHOOL RESOURCE OFFICER COURSE OFFERED BY THE NATIONAL
10 ASSOCIATION OF SCHOOL RESOURCE OFFICERS.] THE FOLLOWING:

11 (I) IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION
12 AND THE PENNSYLVANIA STATE POLICE, ADOPT MINIMUM
13 STANDARDS FOR TRAINING OF SCHOOL SECURITY PERSONNEL WHO
14 WILL PROVIDE SCHOOL SECURITY SERVICES IN SCHOOL ENTITIES
15 AND NONPUBLIC SCHOOLS. THE STANDARDS SHALL INCORPORATE
16 THE SUBJECTS INCLUDED IN THE BASIC SCHOOL RESOURCE
17 OFFICER COURSE OFFERED BY THE NATIONAL ASSOCIATION OF
18 SCHOOL RESOURCE OFFICERS AND SUBJECTS SPECIFIC TO
19 PENNSYLVANIA LAW. THE COMMISSION MAY APPROVE GROUPS,
20 ORGANIZATIONS OR OTHER ENTITIES TO PROVIDE TRAINING UNDER
21 THIS PARAGRAPH.

22 (II) THE COMMISSION, IN CONJUNCTION WITH THE
23 DEPARTMENT OF EDUCATION AND THE PENNSYLVANIA STATE
24 POLICE, SHALL PERIODICALLY REASSESS THE STANDARDS AND
25 TRAINING REQUIREMENTS FOR ALL SCHOOL SECURITY PERSONNEL.

26 * * *

27 ARTICLE XIII-D

28 SAFE2SAY SOMETHING PROGRAM

29 SECTION 1301-D. INTENT.

30 THE GENERAL ASSEMBLY FINDS AND DECLARES AS FOLLOWS:

1 * * *

2 (3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
3 SAFE2SAY SOMETHING PROGRAM BE A ONE-STOP SHOP FOR STUDENTS,
4 TEACHERS AND COMMUNITY MEMBERS TO REPORT BEHAVIOR PERCEIVED
5 TO BE THREATENING TO AN INDIVIDUAL OR A SCHOOL ENTITY.
6 REPORTS MADE THROUGH THE ANONYMOUS REPORTING SYSTEM WILL BE
7 REFERRED TO LOCAL SCHOOLS, LAW ENFORCEMENT AND/OR
8 ORGANIZATIONS.

9 (4) THE INTENT OF THE GENERAL ASSEMBLY IS FOR THE
10 SAFE2SAY SOMETHING PROGRAM TO SUPPLEMENT, NOT REPLACE, 911
11 SERVICES. THE SAFE2SAY SOMETHING PROGRAM IS INTENDED TO
12 FACILITATE INCREASED COMMUNICATION BETWEEN LAW ENFORCEMENT,
13 SCHOOL DISTRICTS AND ORGANIZATIONS.

14 (5) IT IS NOT THE INTENT OF THE GENERAL ASSEMBLY THAT
15 THE SAFE2SAY SOMETHING PROGRAM BE USED AS A DISCIPLINARY TOOL
16 FOR SCHOOL EMPLOYEES. HOWEVER, THERE MAY BE INSTANCES WHERE
17 INFORMATION OBTAINED THROUGH THE PROGRAM MAY BE SHARED WITH
18 AND USED BY SCHOOL OFFICIALS.

19 (6) THE SAFE2SAY SOMETHING PROGRAM IS NOT MEANT TO BE A
20 TOOL FOR LAW ENFORCEMENT. HOWEVER, THERE MAY BE INSTANCES
21 WHERE INFORMATION OBTAINED THROUGH THE PROGRAM MAY BE SHARED
22 WITH AND USED BY LAW ENFORCEMENT.

23 SECTION 29. THE DEFINITION OF "PROGRAM" IN SECTION 1302-D OF
24 THE ACT IS AMENDED TO READ:

25 SECTION 1302-D. DEFINITIONS.

26 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
27 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
28 CONTEXT CLEARLY INDICATES OTHERWISE:

29 * * *

30 "PROGRAM." THE SAFE2SAY SOMETHING PROGRAM ESTABLISHED UNDER

1 SECTION 1303-D(A) .

2 * * *

3 SECTION 30. SECTION 1303-D HEADING, (A) AND (D) OF THE ACT
4 ARE AMENDED, SUBSECTION (C) IS AMENDED BY ADDING PARAGRAPHS AND
5 THE SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:

6 SECTION 1303-D. SAFE2SAY SOMETHING PROGRAM.

7 (A) ESTABLISHMENT.--THE SAFE2SAY SOMETHING PROGRAM IS
8 ESTABLISHED WITHIN THE OFFICE.

9 * * *

10 (C) PROGRAM REQUIREMENTS.--BEGINNING JANUARY 14, 2019, THE
11 PROGRAM SHALL BE RESPONSIBLE FOR THE FOLLOWING:

12 * * *

13 (11) TO DEVELOP A TRAINING PROGRAM FOR SCHOOL PERSONNEL
14 ON THE PROGRAM WHICH, AT A MINIMUM, SHOULD INCLUDE TRAINING
15 ON RECEIVING, RESPONDING TO AND DISPOSING OF A REPORT. THE
16 OFFICE MAY PARTNER WITH A THIRD PARTY TO DEVELOP THE TRAINING
17 PROGRAM. THE TRAINING PROGRAM SHALL BE MADE AVAILABLE TO
18 SCHOOL ENTITIES AT NO CHARGE TO THE SCHOOL ENTITY.

19 (12) TO PROVIDE TECHNICAL ASSISTANCE AND SUPPORT TO THE
20 PROGRAM, AS NEEDED.

21 (13) TO FOLLOW UP AND DETERMINE THE OUTCOME OF A REPORT
22 MADE TO THE PROGRAM, INCLUDING ACTIONS TAKEN ON THE REPORT.

23 (D) SCHOOL ENTITY.--EACH SCHOOL ENTITY SHALL [DEVELOP]:

24 (1) DEVELOP PROCEDURES FOR ASSESSING AND RESPONDING TO
25 REPORTS RECEIVED FROM THE PROGRAM.

26 (2) (I) EXCEPT AS PROVIDED UNDER SUBPARAGRAPH (II),
27 PROVIDE, IN A FORM AND MANNER DETERMINED BY THE OFFICE,
28 FOR A FINAL DISPOSITION OF EACH REPORT RECEIVED BY THE
29 SCHOOL ENTITY WITHIN 30 DAYS OF RECEIPT OF A REPORT FROM
30 THE PROGRAM.

1 (II) FOR A LIFE SAFETY EVENT, PROVIDE FOR A FINAL
2 DISPOSITION WITHIN 48 HOURS OF THE RECEIPT OF A REPORT
3 FROM THE PROGRAM.

4 (E) NONCOMPLIANCE.--THE FOLLOWING SHALL APPLY TO A SCHOOL
5 ENTITY THAT FAILS TO SUBMIT FINAL DISPOSITIONS TO THE OFFICE:

6 (1) THE OFFICE SHALL POST ON ITS PUBLICLY ACCESSIBLE
7 INTERNET WEBSITE A LIST OF EACH SCHOOL ENTITY THAT HAS NOT
8 SUBMITTED FINAL DISPOSITIONS TO THE OFFICE.

9 (2) THE OFFICE SHALL REPORT TO THE SCHOOL SAFETY AND
10 SECURITY COMMITTEE THE SCHOOL ENTITIES THAT HAVE NOT
11 SUBMITTED FINAL DISPOSITIONS TO THE OFFICE.

12 (3) THE SCHOOL SAFETY AND SECURITY COMMITTEE MAY NOT
13 AWARD ANY GRANT ADMINISTERED BY THE COMMITTEE TO A SCHOOL
14 ENTITY THAT HAS NOT SUBMITTED FINAL DISPOSITIONS TO THE
15 OFFICE UNTIL THE SCHOOL ENTITY HAS SUBMITTED FINAL
16 DISPOSITIONS TO THE OFFICE.

17 SECTION 31. SECTION 1307-D(B) OF THE ACT IS AMENDED BY
18 ADDING PARAGRAPHS TO READ:
19 SECTION 1307-D. ANNUAL REPORT.

20 * * *

21 (B) CONTENTS OF REPORT.--THE REPORT SHALL, AT A MINIMUM,
22 INCLUDE:

23 * * *

24 (7.1) THE TOTAL NUMBER OF TRAININGS RECEIVED BY SCHOOL
25 ENTITIES FROM THE OFFICE OR A PARTNER OF THE OFFICE.

26 (7.2) THE TOTAL NUMBER OF TRAININGS OF SCHOOL PERSONNEL
27 ON THE PROGRAM, INCLUDING TRAINING ON HOW TO RECEIVE, RESPOND
28 AND DISPOSE OF REPORTS FROM THE PROGRAM.

29 (7.3) A LIST OF SCHOOL ENTITIES THAT HAVE NOT YET
30 COMPLETED TRAINING ON HOW TO RECEIVE, RESPOND AND DISPOSE OF

1 REPORTS FROM THE PROGRAM.

2 * * *

3 SECTION 32. THE DEFINITIONS OF "CHIEF SCHOOL ADMINISTRATOR"
4 AND "SAFE2SAY PROGRAM" IN SECTION 1301-E OF THE ACT ARE AMENDED
5 TO READ:

6 SECTION 1301-E. 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 "CHIEF SCHOOL ADMINISTRATOR." A SUPERINTENDENT OF A SCHOOL
12 DISTRICT, EXECUTIVE DIRECTOR OF AN INTERMEDIATE UNIT,
13 ADMINISTRATIVE DIRECTOR OF AN AREA CAREER AND TECHNICAL SCHOOL
14 OR CHIEF [EXECUTIVE OFFICER] ADMINISTRATOR OF A CHARTER SCHOOL,
15 REGIONAL CHARTER SCHOOL OR CYBER CHARTER SCHOOL.

16 * * *

17 "SAFE2SAY SOMETHING PROGRAM." THE SAFE2SAY SOMETHING PROGRAM
18 ESTABLISHED UNDER ARTICLE XIII-D.

19 * * *

20 SECTION 33. SECTION 1302-E(B)(1)(II)(B)(IV) AND (IV) OF THE
21 ACT ARE AMENDED AND SUBSECTION (B)(1)(II)(B) IS AMENDED BY
22 ADDING A SUBCLAUSE TO READ:

23 SECTION 1302-E. THREAT ASSESSMENT TEAMS.

24 * * *

25 (B) TEAM REQUIREMENTS.--THE FOLLOWING SHALL APPLY TO TEAMS
26 ESTABLISHED UNDER SUBSECTION (A):

27 (1) EACH TEAM SHALL:

28 * * *

29 (II) INCLUDE:

30 * * *

1 (B) OTHER SCHOOL STAFF OR COMMUNITY RESOURCES
2 WHO MAY SERVE AS REGULAR TEAM MEMBERS OR BE CONSULTED
3 DURING THE THREAT ASSESSMENT PROCESS, AS APPROPRIATE,
4 AND AS DETERMINED NECESSARY BY THE TEAM, INCLUDING:

5 * * *

6 (IV) THE INDIVIDUAL IDENTIFIED BY THE SCHOOL
7 ENTITY TO RECEIVE REPORTS FROM THE SAFE2SAY
8 SOMETHING PROGRAM.

9 * * *

10 (VII) AN INDIVIDUAL WHO SERVES ON A LOCAL OR
11 COUNTY THREAT ASSESSMENT TEAM, IF APPLICABLE.

12 * * *

13 (IV) BE RESPONSIBLE, AT A MINIMUM, FOR THE
14 FOLLOWING:

15 (A) MAKING AGE-APPROPRIATE INFORMATIONAL
16 MATERIALS AVAILABLE TO STUDENTS REGARDING RECOGNITION
17 OF THREATENING OR AT-RISK BEHAVIOR THAT MAY PRESENT A
18 THREAT TO THE STUDENT, OTHER STUDENTS, SCHOOL
19 EMPLOYEES, SCHOOL FACILITIES, THE COMMUNITY OR OTHERS
20 AND HOW TO REPORT THEIR CONCERNS, INCLUDING THROUGH
21 THE SAFE2SAY SOMETHING PROGRAM.

22 (B) MAKING INFORMATIONAL MATERIALS AVAILABLE TO
23 SCHOOL EMPLOYEES REGARDING RECOGNITION OF THREATENING
24 OR AT-RISK BEHAVIOR THAT MAY PRESENT A THREAT TO THE
25 STUDENT, OTHER STUDENTS, SCHOOL EMPLOYEES, SCHOOL
26 FACILITIES, THE COMMUNITY OR OTHERS AND HOW TO REPORT
27 THEIR CONCERNS, INCLUDING THROUGH THE SAFE2SAY
28 SOMETHING PROGRAM.

29 (C) ENSURING THAT SCHOOL EMPLOYEES ARE AWARE OF
30 THE STAFF MEMBERS WHO ARE APPOINTED TO THE TEAM AND

1 HOW TO REPORT THREATENING OR AT-RISK BEHAVIOR,
2 INCLUDING THROUGH THE SAFE2SAY [PROGRAM] SOMETHING
3 PROGRAM.

4 (D) ASSISTING IN ASSESSING AND RESPONDING TO
5 REPORTS RECEIVED THROUGH THE SAFE2SAY SOMETHING
6 PROGRAM. WHERE A SCHOOL ENTITY HAS ONLY ONE TEAM,
7 THAT TEAM MAY ALSO SERVE AS THE SCHOOL ENTITY'S TEAM
8 FOR ASSESSING AND RESPONDING TO REPORTS RECEIVED
9 THROUGH THE SAFE2SAY SOMETHING PROGRAM.

10 (E) ASSESSING AND RESPONDING TO REPORTS OF
11 STUDENTS EXHIBITING SELF-HARM OR SUICIDE RISK FACTORS
12 OR WARNING SIGNS AS PROVIDED FOR UNDER SECTION 1526.

13 (F) ASSESSING, RESPONDING AND MAKING APPROPRIATE
14 DETERMINATIONS AND REFERRALS UNDER SUBSECTION (C)
15 BASED ON THE INFORMATION AVAILABLE TO THE TEAM. THE
16 TEAM, WHEN APPROPRIATE, MAY COORDINATE WITH THE
17 STUDENT ASSISTANCE PROGRAM.

18 (G) PROVIDING REQUIRED INFORMATION TO THE CHIEF
19 SCHOOL ADMINISTRATOR OR DESIGNEE TO MAKE THE REPORT
20 PROVIDED FOR UNDER SUBSECTION (A) (2) (V) .

21 (H) ESTABLISHING PROTOCOLS FOR TIMELY
22 CONSULTATION BETWEEN THE TEAM AND LAW ENFORCEMENT,
23 JUVENILE JUSTICE AGENCIES, COUNTY AGENCIES, HEALTH
24 CARE PROVIDERS OR BEHAVIORAL SERVICE PROVIDERS, AS
25 APPROPRIATE, TO REFER STUDENTS WHOSE BEHAVIOR
26 INDICATES A POTENTIAL THREAT FOR ADDITIONAL
27 INTERVENTIONS OR SUPPORTS, INCLUDING THE EXCHANGE OF
28 RELEVANT INFORMATION IN ACCORDANCE WITH FEDERAL AND
29 STATE LAW.

30 * * *

SECTION 34. SECTIONS 1303-E(A)(3)(II), 1403-A(A) AND 1403.1-A(A)(2) OF THE ACT ARE AMENDED TO READ:

SECTION 1303-E. THREAT ASSESSMENT GUIDELINES, TRAINING AND INFORMATION MATERIALS.

(A) DUTIES OF COMMITTEE.--NO LATER THAN 180 DAYS FROM THE EFFECTIVE DATE OF THIS SECTION, THE COMMITTEE SHALL:

* * *

(3) DEVELOP MODEL PROCEDURES AND GUIDELINES THAT SCHOOL ENTITIES MAY USE IN IMPLEMENTING THIS ARTICLE. THE MODEL PROCEDURES AND GUIDELINES SHALL, AT A MINIMUM:

* * *

(II) REFLECT BEST PRACTICES IN IDENTIFYING, REPORTING, ASSESSING AND RESPONDING TO THREATS, INCLUDING THREATS REPORTED THROUGH THE SAFE2SAY SOMETHING PROGRAM, AND COORDINATING WITH STAKEHOLDERS.

* * *

SECTION 1403-A. SCOPE OF PROGRAM AND SELECTION OF STUDENTS.

(A) MAXIMUM PARTICIPATION.--

(1) BEGINNING IN THE 2017-2018 SCHOOL YEAR, A MAXIMUM OF 20 STUDENTS IN GRADES 9 THROUGH 12 MAY BE ENROLLED IN THE RECOVERY HIGH SCHOOL UNDER THE PROGRAM AT ANY ONE TIME.

(2) BEGINNING IN THE 2025-2026 SCHOOL YEAR, A MAXIMUM OF 35 STUDENTS IN GRADES 9 THROUGH 12 MAY BE ENROLLED IN THE RECOVERY HIGH SCHOOL UNDER THE PROGRAM AT ANY ONE TIME.

* * *

SECTION 1403.1-A. ENROLLMENT OF STUDENTS.

(A) CONDITIONS.--A STUDENT MAY ENROLL IN THE RECOVERY HIGH SCHOOL UNDER THE PROGRAM ESTABLISHED IN SECTION 1402-A IF THE FOLLOWING APPLY:

* * *

(2) IF FEWER THAN [20 STUDENTS] THE MAXIMUM NUMBER OF
STUDENTS THAT MAY BE ENROLLED UNDER SUBSECTION 1403-A
RESIDING IN A SCHOOL DISTRICT OF THE FIRST CLASS ENROLL IN
THE RECOVERY HIGH SCHOOL UNDER THE PROGRAM AT ANY TIME, A
STUDENT WHO RESIDES IN A SCHOOL DISTRICT OTHER THAN A SCHOOL
DISTRICT OF THE FIRST CLASS MAY ENROLL IN THE RECOVERY HIGH
SCHOOL UNDER THE PROGRAM IF THE STUDENT'S PARENT OR GUARDIAN
HAS APPLIED FOR ENROLLMENT IN THE RECOVERY HIGH SCHOOL ON THE
STUDENT'S BEHALF.

* * *

SECTION 35. SECTION 1501-N OF THE ACT IS AMENDED BY ADDING A
DEFINITION TO READ:

SECTION 1501-N. DEFINITIONS.

THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
CONTEXT CLEARLY INDICATES OTHERWISE:

* * *

"PARENT." AN INDIVIDUAL WHO HAS LEGAL CUSTODY OR
GUARDIANSHIP OF A STUDENT.

* * *

SECTION 36. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:
SECTION 1503-N. SCHOOL ENTITY DUTIES RELATED TO EVIDENCE-BASED
READING INSTRUCTION.

(A) DUTIES OF SCHOOL ENTITY.--A SCHOOL ENTITY SHALL DO ALL
OF THE FOLLOWING NO LATER THAN THE BEGINNING OF THE 2027-2028
SCHOOL YEAR:

(1) ADOPT AN EVIDENCE-BASED READING INSTRUCTION
CURRICULUM.
(2) IDENTIFY AN EDUCATOR RESPONSIBLE FOR ASSISTING EACH
SCHOOL WITH THE IMPLEMENTATION OF THE CURRICULUM ADOPTED

1 UNDER PARAGRAPH (1).

2 (3) APPROVE A PROFESSIONAL DEVELOPMENT TRAINING PROGRAM
3 FROM A LIST DEVELOPED BY THE DEPARTMENT IN CONSULTATION WITH
4 THE COUNCIL, WHICH SATISFIES THE REQUIREMENTS UNDER SECTION
5 1205.8(C) FOR EDUCATORS.

6 (4) DEMONSTRATE THAT EACH EDUCATOR IS IN THE PROCESS OF
7 COMPLETING APPROVED PROFESSIONAL DEVELOPMENT UNDER PARAGRAPH
8 (3).

9 (B) COMPLETION OF TRAINING.--AN EDUCATOR MUST COMPLETE
10 APPROVED PROFESSIONAL DEVELOPMENT TRAINING UNDER SUBSECTION (A)
11 (3) NO LATER THAN THE BEGINNING OF THE 2028-2029 SCHOOL YEAR.

12 (C) REPORTING.--

13 (1) BY MARCH 31, 2026, EACH SCHOOL ENTITY SHALL REPORT
14 TO THE DEPARTMENT THE READING INSTRUCTION CURRICULA IN USE BY
15 THE SCHOOL ENTITY DURING THE 2025-2026 SCHOOL YEAR.

16 (2) BY JULY 31, 2027, AND EACH YEAR THEREAFTER, EACH
17 SCHOOL ENTITY SHALL REPORT TO THE DEPARTMENT THE FOLLOWING:

18 (I) THE EVIDENCE-BASED READING INSTRUCTION CURRICULA
19 ADOPTED BY THE SCHOOL ENTITY UNDER SUBSECTION (A) (1).

20 (II) THE NUMBER OF EDUCATORS IN THE SCHOOL ENTITY
21 WHO HAVE RECEIVED PROFESSIONAL DEVELOPMENT UNDER SECTION
22 1502-N(B) (3) AND THE TYPE OF PROFESSIONAL DEVELOPMENT
23 RECEIVED.

24 SECTION 1504-N. SCHOOL ENTITY DUTIES RELATED TO READING
25 SCREENING.

26 (A) GENERAL RULE.--A SCHOOL ENTITY SHALL, NO LATER THAN THE
27 BEGINNING OF THE 2027-2028 SCHOOL YEAR, SCREEN EACH STUDENT
28 ENROLLED IN KINDERGARTEN THROUGH THIRD GRADE FOR READING
29 COMPETENCY THREE TIMES EACH SCHOOL YEAR, ONCE AT THE BEGINNING
30 OF THE SCHOOL YEAR, ONCE DURING THE MIDDLE OF THE YEAR AND ONCE

1 AT THE END OF THE SCHOOL YEAR. IN CONDUCTING THE SCREENING, THE
2 SCHOOL ENTITY SHALL USE A UNIVERSAL READING SCREENER CHOSEN FROM
3 THE LIST OF APPROVED UNIVERSAL READING SCREENERS UNDER SECTION
4 1502-N(B).

5 (B) EXCEPTION.--STUDENTS WITH LIMITED ENGLISH PROFICIENCY,
6 STUDENTS WITH DISABILITIES AND GIFTED STUDENTS ARE SUBJECT TO
7 THE REQUIREMENTS OF THIS SECTION, UNLESS THE ASSESSMENT WOULD
8 CONFLICT WITH THE EDUCATIONAL PROGRAM, PLAN OR SERVICE AGREEMENT
9 PROVIDED IN ACCORDANCE WITH FEDERAL OR STATE LAW AND REGULATION.
10 SECTION 1505-N. READING DEFICIENCY IDENTIFICATION AND PARENTAL
11 NOTIFICATION.

12 (A) STUDENT.--A STUDENT IN KINDERGARTEN THROUGH GRADE THREE
13 SHALL BE IDENTIFIED AS HAVING A READING DEFICIENCY IF AN
14 APPROVED UNIVERSAL READING SCREENER ADMINISTERED UNDER SECTION
15 1504-N IDENTIFIES THE STUDENT AT RISK FOR READING FAILURE.

16 (B) READING DEFICIENCY.--A STUDENT WHO IS IDENTIFIED AS
17 HAVING A READING DEFICIENCY UNDER SUBSECTION (A) SHALL REMAIN
18 IDENTIFIED AS HAVING A READING DEFICIENCY UNTIL THE STUDENT
19 PERFORMS AT OR ABOVE AN IDENTIFIED THRESHOLD LEVEL USING AT
20 LEAST THREE DATA POINTS, WHICH MAY INCLUDE:

21 (1) RESULTS ON A UNIVERSAL READING SCREENER;

22 (2) THE EDUCATOR'S PROFESSIONAL JUDGMENT ON A STUDENT'S
23 PERFORMANCE;

24 (3) PROGRESS MONITORING OUTCOMES;

25 (4) DIAGNOSTIC ASSESSMENTS;

26 (5) BENCHMARK ASSESSMENTS; AND

27 (6) FORMATIVE OR SUMMATIVE ASSESSMENTS.

28 (C) PARENTAL NOTIFICATION.--A SCHOOL ENTITY SHALL NOTIFY, IN
29 WRITING OR ELECTRONICALLY:

30 (1) EACH PARENT OF A KINDERGARTEN STUDENT WHO EXHIBITS A

1 DEFICIENCY IN READING IN THE THIRD SCREENING AT THE END OF
2 THE SCHOOL YEAR.

3 (2) EACH PARENT OF A FIRST THROUGH THIRD GRADE STUDENT
4 WHO EXHIBITS A DEFICIENCY IN READING DURING THE SCHOOL YEAR
5 AFTER THE IDENTIFICATION OF THE READING DEFICIENCY, INCLUDING
6 PERIODIC UPDATES THREE TIMES PER YEAR REGARDING THE STUDENT'S
7 PROGRESS.

8 (D) CONSTRUCTION.--NOTHING UNDER THIS SECTION SHALL BE
9 CONSTRUED TO PROHIBIT A SCHOOL ENTITY FROM IDENTIFYING A STUDENT
10 IN ANOTHER GRADE LEVEL AS BEING IN NEED OF READING
11 INTERVENTIONS.

12 SECTION 1506-N. READING INTERVENTION PLANS.

13 (A) DUTY OF SCHOOL ENTITY.--A SCHOOL ENTITY SHALL PROVIDE A
14 READING INTERVENTION PLAN TO EACH STUDENT IN KINDERGARTEN
15 THROUGH GRADE THREE WHO IS IDENTIFIED AS HAVING A READING
16 DEFICIENCY UNDER SECTION 1505-N WITH THE GOAL OF ENSURING THAT
17 THE STUDENT CAN READ AT OR ABOVE GRADE LEVEL BY THE END OF GRADE
18 THREE.

19 (B) DEVELOPMENT.--THE READING INTERVENTION PLAN SHALL BE
20 DEVELOPED BY AN EDUCATOR.

21 (C) CONTENTS.--THE READING INTERVENTION PLAN SHALL, AT A
22 MINIMUM, INCLUDE READING INTERVENTION APPROACHES AND BE PROVIDED
23 IN ADDITION TO:

24 (1) INSTRUCTION PROVIDED TO EACH STUDENT IN THE GENERAL
25 EDUCATION CLASSROOM; AND

26 (2) EVIDENCE-BASED INSTRUCTION CURRICULUM.

27 SECTION 1507-N. GRANT PROGRAM.

28 (A) ESTABLISHMENT.--CONTINGENT UPON AVAILABLE FUNDING, THE
29 DEPARTMENT MAY ESTABLISH A GRANT PROGRAM TO AID SCHOOL ENTITIES
30 WITH COSTS ASSOCIATED WITH IMPLEMENTATION OF THIS ARTICLE. THE

TOTAL AMOUNT OF GRANTS AWARDED SHALL BE LIMITED TO FUNDS
AVAILABLE FOR THIS PURPOSE UNDER SECTION 1508-N.

(B) APPLICATION.--THE DEPARTMENT SHALL DEVELOP AN
APPLICATION FORM THAT SCHOOL ENTITIES MUST USE TO APPLY FOR A
GRANT UNDER THE PROGRAM. GRANT APPLICATIONS MUST BE SUBMITTED IN
ACCORDANCE WITH GUIDELINES DEVELOPED BY THE DEPARTMENT.
SECTION 1508-N. FUNDING.

THE DEPARTMENT SHALL USE THE FOLLOWING FUNDING SOURCES FOR
THE PURPOSE OF THIS ARTICLE AND TO AWARD GRANTS TO SCHOOL
ENTITIES UNDER SECTION 1507-N, INCLUDING PROVIDING PROFESSIONAL
COACHING AND CONTRACTING WITH MULTIPLE SERVICE PROVIDERS TO
PROVIDE COACHING SUPPORT IN THE PROGRAM AS REQUIRED UNDER
SECTION 1205.8:

(1) APPROPRIATIONS TO THE DEPARTMENT FOR THE PURPOSE OF
THIS ARTICLE.

(2) MONEY MADE AVAILABLE TO THE DEPARTMENT FROM OTHER
PUBLIC AND PRIVATE SOURCES, INCLUDING THE FEDERAL GOVERNMENT.
SECTION 1509-N. REPORTING.

(A) SCHOOL ENTITY REPORT.--BEGINNING JULY 31, 2028, AND
CONTINUING EACH JULY 31 THEREAFTER, A SCHOOL ENTITY SHALL REPORT
ANNUALLY TO THE DEPARTMENT THE FOLLOWING:

(1) THE NUMBER AND PERCENTAGE OF STUDENTS, DISAGGREGATED
BY GRADE AND BY INDIVIDUAL SCHOOL, IDENTIFIED WITH A
POTENTIAL READING DEFICIENCY AT THE BEGINNING OF THE SCHOOL
YEAR ACCORDING TO THE FIRST SCREENING OF THE SCHOOL YEAR
REQUIRED UNDER SECTION 1504-N AND THE LITERACY INTERVENTION
APPROACHES PROVIDED.

(2) THE NUMBER AND PERCENTAGE OF STUDENTS, DISAGGREGATED
BY GRADE AND BY INDIVIDUAL SCHOOL, IDENTIFIED WITH A
POTENTIAL READING DEFICIENCY AT THE END OF THE SCHOOL YEAR

1 ACCORDING TO THE FINAL SCREENING OF THE SCHOOL YEAR REQUIRED
2 UNDER SECTION 1504-N.

3 (3) THE NUMBER OF STUDENTS, DISAGGREGATED BY GRADE AND
4 BY INDIVIDUAL SCHOOL, EXCEPTED FROM THE ASSESSMENT UNDER
5 SECTION 1504-N(B).

6 (4) ANY OTHER INFORMATION DEEMED NECESSARY BY THE
7 SECRETARY OF EDUCATION TO CARRY OUT THIS ARTICLE AND ASSESS
8 EFFECTIVENESS OVER TIME.

9 (B) DEPARTMENT REPORT.--BEGINNING NOVEMBER 30, 2028, AND
10 CONTINUING EACH NOVEMBER 30 THEREAFTER, THE DEPARTMENT SHALL
11 PRODUCE AN ANNUAL REPORT THAT PROVIDES THE INFORMATION REPORTED
12 TO THE DEPARTMENT UNDER SUBSECTION (A).

13 (C) REPORT DATA.--DATA INCLUDED IN THE REPORT SHALL BE
14 DEIDENTIFIED AND COMPLY WITH 20 U.S.C. § 1232G (RELATING TO
15 FAMILY EDUCATIONAL AND PRIVACY RIGHTS).

16 (D) PUBLIC POSTING.--THE DEPARTMENT SHALL POST THE REPORT
17 REQUIRED UNDER THIS SECTION ON THE DEPARTMENT'S PUBLICLY
18 ACCESSIBLE INTERNET WEBSITE, AND SHALL SUBMIT THE REPORT TO EACH
19 OF THE FOLLOWING:

20 (1) THE GOVERNOR.

21 (2) THE STATE BOARD OF EDUCATION.

22 (3) THE PRESIDENT PRO TEMPORE OF THE SENATE.

23 (4) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

24 (5) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
25 EDUCATION COMMITTEE OF THE SENATE.

26 (6) THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
27 EDUCATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES.

28 SECTION 1510-N. ACCOUNTABILITY.

29 (A) DUTIES OF THE DEPARTMENT.--THE DEPARTMENT SHALL MONITOR
30 AND ENFORCE SCHOOL ENTITY COMPLIANCE WITH THIS ARTICLE AS

FOLLOWS:

(1) BEGINNING WITH THE 2027-2028 SCHOOL YEAR, AND
CONTINUING EACH SCHOOL YEAR THEREAFTER, THE DEPARTMENT SHALL
DEVELOP A PLAN TO MONITOR PROGRESS OF A SCHOOL ENTITY'S
EVIDENCE-BASED READING INSTRUCTION TO ENSURE IMPROVED
EDUCATIONAL OUTCOMES.

(2) IF A SCHOOL ENTITY IS NOT IN COMPLIANCE WITH THIS
ARTICLE OR ITS STUDENTS ARE NOT DEMONSTRATING PROGRESS IN
READING SKILLS OR PROFICIENCY, THE DEPARTMENT MAY IMPLEMENT
EVIDENCE-BASED CORRECTIVE ACTIONS, INCLUDING LITERACY COACHES
AND OTHER RESOURCES.

(B) EFFECT OF NONCOMPLIANCE.--A SCHOOL ENTITY THAT DECLINES
DEPARTMENT ASSISTANCE UNDER SUBSECTION (A) FORFEITS GRANT
FUNDING UNDER THIS ARTICLE.
SECTION 1511-N. CONSTRUCTION.

NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO SUPERSEDE OR
PREEMPT THE RIGHTS, REMEDIES AND PROCEDURES AFFORDED TO SCHOOL
EMPLOYEES OR LABOR ORGANIZATIONS UNDER FEDERAL OR STATE LAW OR
ANY PROVISION OF A COLLECTIVE BARGAINING AGREEMENT NEGOTIATED
BETWEEN A SCHOOL EMPLOYER AND AN EXCLUSIVE REPRESENTATIVE OF THE
EMPLOYEES IN ACCORDANCE WITH THE ACT OF JULY 23, 1970 (P.L.563,
NO.195), KNOWN AS THE PUBLIC EMPLOYE RELATIONS ACT.

SECTION 37. SECTION 1607 OF THE ACT IS AMENDED BY ADDING A
SUBSECTION TO READ:

SECTION 1607. ATTENDANCE IN OTHER DISTRICTS.--* * *

(B.3) FOR A SCHOOL DISTRICT THAT ELIMINATED ITS HIGH SCHOOL
UNDER SUBSECTION (B), IF SUFFICIENT FUNDS ARE AVAILABLE, THE
SECRETARY OF EDUCATION SHALL ESTABLISH A PROJECT TEAM WHICH
SHALL CONDUCT AN ASSESSMENT OF THE EDUCATIONAL, FINANCIAL,
ADMINISTRATIVE AND COMMUNITY IMPACTS OF CONSOLIDATION OF THE

SCHOOL DISTRICT WITH ANOTHER SCHOOL DISTRICT. THE FOLLOWING
APPLY:

(1) THE ASSESSMENT SHALL INCLUDE A FEASIBILITY STUDY TO
ANALYZE CONSOLIDATION WITH NO LESS THAN THREE SCHOOL DISTRICTS
IDENTIFIED BY THE SECRETARY OF EDUCATION WHOSE BORDERS ARE NO
MORE THAN SEVEN MILES FROM THE SCHOOL DISTRICT'S BORDER.

(2) THE FEASIBILITY STUDY SHALL INCLUDE A REVIEW OF
EDUCATIONAL PROGRAM OFFERINGS AND SERVICES, FACILITIES
UTILIZATION AND CAPITAL PLANNING, FISCAL ANALYSES, GOVERNANCE
AND LEADERSHIP STRUCTURES, OPERATIONAL EFFICIENCIES AND
STAKEHOLDER CONSIDERATIONS.

(3) THE SCHOOL DISTRICT THAT ELIMINATED ITS HIGH SCHOOL
UNDER SUBSECTION (B) AND THE SCHOOL DISTRICTS IDENTIFIED BY THE
SECRETARY OF EDUCATION UNDER PARAGRAPH (1) SHALL COOPERATE WITH
THE PROJECT TEAM CONDUCTING THE ASSESSMENT.

(4) THE PROJECT TEAM SHALL SUBMIT A REPORT, INCLUDING ITS
FINDINGS AND RECOMMENDATIONS, TO THE SECRETARY OF EDUCATION, THE
EDUCATION COMMITTEE OF THE SENATE AND THE EDUCATION COMMITTEE OF
THE HOUSE OF REPRESENTATIVES.

* * *

SECTION 38. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
SECTION 1617. FREE APPLICATION FOR FEDERAL STUDENT AID.-- (A)
BEGINNING WITH THE 2026-2027 SCHOOL YEAR, PRIOR TO COMPLETING
HIGH SCHOOL, A STUDENT WHO ATTENDS A SCHOOL ENTITY OR NONPUBLIC
SCHOOL IN THIS COMMONWEALTH, UNLESS EXEMPTED UNDER SUBSECTION
(E), SHALL FILE A FAFSA WITH THE UNITED STATES DEPARTMENT OF
EDUCATION OR SUBMIT AN OPT-OUT FORM IN ACCORDANCE WITH
SUBSECTION (B).

(B) THE PARENT OR LEGAL GUARDIAN OF A STUDENT OR, IF A
STUDENT IS AT LEAST EIGHTEEN YEARS OF AGE OR LEGALLY

1 EMANCIPATED, THE STUDENT MAY OPT OUT OF FILING THE FAFSA UNDER
2 SUBSECTION (A) BY COMPLETING AND SUBMITTING TO THE SCHOOL ENTITY
3 OR NONPUBLIC SCHOOL AN OPT-OUT FORM DEVELOPED BY THE DEPARTMENT,
4 IN CONSULTATION WITH THE AGENCY. THE OPT-OUT FORM SHALL INCLUDE
5 THE FOLLOWING INFORMATION:

6 (1) A STATEMENT THAT UNITED STATES CITIZENS ARE ELIGIBLE FOR
7 FEDERAL FINANCIAL AID.

8 (2) A STATEMENT THAT THE PARENT, LEGAL GUARDIAN OR STUDENT,
9 AS APPLICABLE, UNDERSTANDS THE PURPOSE OF THE FAFSA AND HAS
10 CHOSEN NOT TO FILE THE APPLICATION.

11 (3) A STATEMENT THAT SUBMITTING THE FAFSA IS OPTIONAL AND,
12 IF THE PARENT, LEGAL GUARDIAN OR STUDENT SUBMITS THE OPT-OUT
13 FORM, THE STUDENT SHALL BE EXEMPT FROM THE REQUIREMENTS OF
14 SUBSECTION (A).

15 (C) THE DEPARTMENT SHALL MAKE THE OPT-OUT FORM AVAILABLE TO
16 SCHOOL ENTITIES AND NONPUBLIC SCHOOLS AND POST THE OPT-OUT FORM
17 ON THE DEPARTMENT'S PUBLICLY ACCESSIBLE INTERNET WEBSITE.

18 (D) A SCHOOL ENTITY OR NONPUBLIC SCHOOL SHALL PROVIDE A COPY
19 OF THE OPT-OUT FORM TO PARENTS, LEGAL GUARDIANS AND STUDENTS.

20 (E) IF A FAFSA IS NOT FILED OR OPT-OUT FORM IS NOT SUBMITTED
21 ON BEHALF OF A STUDENT, THE SCHOOL ENTITY OR NONPUBLIC SCHOOL
22 SHALL EXEMPT THE STUDENT FROM THE PROVISIONS OF SUBSECTION (A).
23 PRIOR TO MAKING AN EXEMPTION, THE SCHOOL ENTITY OR NONPUBLIC
24 SCHOOL MUST MAKE A REASONABLE EFFORT TO CONTACT THE PARENT OR
25 LEGAL GUARDIAN OF THE STUDENT AND PROVIDE THE PARENT, LEGAL
26 GUARDIAN OR STUDENT WITH INFORMATION EXPLAINING THE PURPOSES OF
27 THE FAFSA AND THE BENEFITS AVAILABLE FROM COMPLETING THE FORM.

28 (F) NO STUDENT SHALL BE PREVENTED FROM GRADUATING OR BE
29 PENALIZED BY THE SCHOOL ENTITY OR NONPUBLIC SCHOOL IN ANY WAY
30 FOR FAILING TO COMPLETE THE FAFSA OR OPT-OUT FORM.

1 (G) THE AGENCY SHALL PROVIDE A SCHOOL ENTITY OR NONPUBLIC
2 SCHOOL WITH INFORMATION INDICATING WHETHER A STUDENT OF THE
3 SCHOOL ENTITY OR NONPUBLIC SCHOOL HAS COMPLETED THE FAFSA,
4 PROVIDED THE AGENCY HAS ACCESS TO THE INFORMATION.

5 (H) NOTHING CONTAINED IN THIS SECTION SHALL BE CONSTRUED TO
6 REQUIRE A PARENT, LEGAL GUARDIAN OR STUDENT TO PROVIDE PERSONAL
7 FINANCIAL INFORMATION TO A SCHOOL ENTITY OR NONPUBLIC SCHOOL OR
8 INDICATE A REASON FOR NOT COMPLETING THE FAFSA OR OPT-OUT FORM.

9 (I) PERSONAL FINANCIAL INFORMATION INADVERTENTLY OBTAINED
10 FROM A PARENT, LEGAL GUARDIAN OR STUDENT BY A SCHOOL ENTITY OR
11 NONPUBLIC SCHOOL AS A RESULT OF ADMINISTERING THIS SECTION IS
12 NOT A PUBLIC RECORD ACCESSIBLE FOR INSPECTION AND DUPLICATION IN
13 ACCORDANCE WITH THE ACT OF FEBRUARY 14, 2008 (P.L.6, NO.3),
14 KNOWN AS THE "RIGHT-TO-KNOW LAW."

15 (J) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
16 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
17 THE CONTEXT CLEARLY INDICATES OTHERWISE:

18 "AGENCY" SHALL MEAN THE PENNSYLVANIA HIGHER EDUCATION
19 ASSISTANCE AGENCY.

20 "DEPARTMENT" SHALL MEAN THE DEPARTMENT OF EDUCATION OF THE
21 COMMONWEALTH.

22 "FAFSA" SHALL MEAN THE FREE APPLICATION FOR FEDERAL STUDENT
23 AID.

24 "NONPUBLIC SCHOOL" SHALL MEAN A SCHOOL, OTHER THAN A PUBLIC
25 SCHOOL WITHIN THIS COMMONWEALTH, IN WHICH A RESIDENT OF THIS
26 COMMONWEALTH MAY LEGALLY FULFILL THE COMPULSORY SCHOOL
27 ATTENDANCE REQUIREMENTS OF THIS ACT AND THAT MEETS THE
28 APPLICABLE REQUIREMENTS OF TITLE VI OF THE CIVIL RIGHTS ACT OF
29 1964 (PUBLIC LAW 88-352, 42 U.S.C. § 2000 ET SEQ.).

30 "SCHOOL ENTITY" SHALL MEAN AN AREA CAREER AND TECHNICAL

1 SCHOOL, CHARTER SCHOOL, CYBER CHARTER SCHOOL, REGIONAL CHARTER
2 SCHOOL OR SCHOOL DISTRICT.

3 SECTION 39. SECTION 1604-A(B) (1) OF THE ACT IS AMENDED TO
4 READ:

5 SECTION 1604-A. COUNCIL RECOMMENDATIONS AND STANDARDS.--* *
6 *

7 (B) THE ASSOCIATION SHALL TAKE ALL STEPS NECESSARY TO COMPLY
8 WITH THE FOLLOWING STANDARDS:

9 (1) ADOPT AND ADHERE TO POLICIES GOVERNING THE CONDUCT OF
10 OPEN MEETINGS THAT CONFORM WITH THE REQUIREMENTS OF 65 PA.C.S.
11 CH. 7 (RELATING TO OPEN MEETINGS) [.] AND THAT REQUIRE ALL THE
12 OPEN MEETINGS TO BE LIVE-STREAMED, AND MAKE A RECORDING OF AN
13 OPEN MEETING AVAILABLE NO LATER THAN 10 DAYS AFTER THE OPEN
14 MEETING ON THE ASSOCIATION'S PUBLICLY ACCESSIBLE INTERNET
15 WEBSITE, FREE OF CHARGE, BEGINNING JANUARY 1, 2026.

16 * * *

17 SECTION 40. SECTION 1725.1-A OF THE ACT, ADDED JULY 11, 2024
18 (P.L.618, NO.55), IS AMENDED TO READ:

19 SECTION 1725.1-A. FUNDING FOR CYBER CHARTER SCHOOLS.--(A)
20 THERE SHALL BE NO TUITION CHARGE FOR A RESIDENT OR NONRESIDENT
21 STUDENT ATTENDING A CYBER CHARTER SCHOOL.

22 (B) NOTWITHSTANDING [SECTION 1725-A(A) (3)] SECTION 1725-A(A)
23 (2) AND (3), PER-STUDENT FUNDING AMOUNTS FOR NON-SPECIAL
24 EDUCATION STUDENTS AND SPECIAL EDUCATION STUDENTS ATTENDING A
25 CYBER CHARTER SCHOOL SHALL BE CALCULATED IN ACCORDANCE WITH THIS
26 SECTION AND SHALL BE PAID BY THE SCHOOL DISTRICT OF RESIDENCE OF
27 EACH STUDENT.

28 (C) EFFECTIVE JANUARY 1, 2025, [AND THE ENTIRETY OF EACH
29 SCHOOL YEAR THEREAFTER] THROUGH THE END OF THE 2024-2025 SCHOOL
30 YEAR, FOR SPECIAL EDUCATION STUDENTS, A CYBER CHARTER SCHOOL

SHALL RECEIVE FOR EACH STUDENT ENROLLED THE LESSER OF:

(1) THE AMOUNT CALCULATED UNDER SECTION 1725-A(A) (3); OR

(2) THE SAME FUNDING AS FOR EACH NON-SPECIAL EDUCATION STUDENT AS PROVIDED IN SECTION 1725-A(A) (2), PLUS AN ADDITIONAL AMOUNT DETERMINED BY DIVIDING THE DISTRICT OF RESIDENCE'S TOTAL SPECIAL EDUCATION EXPENDITURE BY THE SCHOOL DISTRICT OF RESIDENCE'S TOTAL SPECIAL EDUCATION AVERAGE DAILY MEMBERSHIP FOR THE PRIOR SCHOOL YEAR.

(D) FOR THE 2024-2025 SCHOOL YEAR, THE MONTHLY PAYMENTS FOR JULY THROUGH DECEMBER FOR SPECIAL EDUCATION STUDENTS SHALL BE BASED UPON THE RATE CALCULATED UNDER SECTION 1725-A(A) (3) AND THE MONTHLY PAYMENTS FOR JANUARY THROUGH JUNE FOR SPECIAL EDUCATION STUDENTS SHALL BE BASED UPON THE RATE CALCULATED IN SUBSECTION (C).

(E) FOR THE 2025-2026 SCHOOL YEAR AND EACH SCHOOL YEAR THEREAFTER, FOR NON-SPECIAL EDUCATION STUDENTS, A CYBER CHARTER SCHOOL SHALL RECEIVE FOR EACH STUDENT ENROLLED AN AMOUNT CALCULATED AS FOLLOWS:

(1) THE AMOUNT UNDER SECTION 1725-A(A) (2) ADJUSTED AS FOLLOWS:

(I) THE BUDGETED EXPENDITURES OF THE SCHOOL DISTRICT SHALL INCLUDE THE FOLLOWING ADDITIONAL DEDUCTIONS: TUITION PAID TO CYBER CHARTER SCHOOLS FOR NON-SPECIAL EDUCATION STUDENTS; TAX ASSESSMENT AND COLLECTION SERVICES; SIXTY PER CENTUM OF STUDENT ACTIVITIES; AND SIXTY PER CENTUM OF OPERATIONS AND MAINTENANCE OF PLANT SERVICES.

(II) THE AVERAGE DAILY MEMBERSHIP OF THE SCHOOL DISTRICT FOR STUDENTS ENROLLED IN A CYBER CHARTER SCHOOL SHALL BE DEDUCTED FROM THE AVERAGE DAILY MEMBERSHIP OF THE SCHOOL DISTRICT.

(2) MULTIPLY THE AMOUNT DETERMINED UNDER PARAGRAPH (1) BY

1 THE FOLLOWING:

2 (I) FOR A SCHOOL DISTRICT OF THE FIRST CLASS A, THE LESSER
3 OF ONE (1) OR THE AMOUNT DETERMINED UNDER SECTION 2502.56(D) (2)

4 (II) FOR THE SCHOOL DISTRICT FOR THE MOST RECENT YEAR AVAILABLE
5 AS OF THE FIRST DAY OF JUNE PRECEDING THE SCHOOL YEAR FOR WHICH
6 THE PER-STUDENT FUNDING AMOUNTS APPLY.

7 (II) FOR ALL OTHER SCHOOL DISTRICTS, ONE (1).

8 (F) FOR THE 2025-2026 SCHOOL YEAR AND EACH SCHOOL YEAR
9 THEREAFTER, FOR SPECIAL EDUCATION STUDENTS, A CYBER CHARTER
10 SCHOOL SHALL RECEIVE FOR EACH STUDENT ENROLLED THE LESSER OF:

11 (1) THE SAME FUNDING AS FOR EACH NON-SPECIAL EDUCATION
12 STUDENT AS PROVIDED IN SECTION 1725-A(A) (2), PLUS AN ADDITIONAL
13 AMOUNT DETERMINED BY DIVIDING THE SCHOOL DISTRICT OF RESIDENCE'S
14 TOTAL SPECIAL EDUCATION EXPENDITURE BY THE SCHOOL DISTRICT OF
15 RESIDENCE'S TOTAL SPECIAL EDUCATION AVERAGE DAILY MEMBERSHIP FOR
16 THE PRIOR SCHOOL YEAR; OR

17 (2) THE AMOUNT DETERMINED UNDER SUBSECTION (E) FOR THE
18 SCHOOL DISTRICT MULTIPLIED BY ONE AND EIGHTY-NINE HUNDREDTHS
19 (1.89).

20 (G) NOTWITHSTANDING SECTION 1725-A(A) (5), PAYMENTS SHALL BE
21 MADE TO THE CYBER CHARTER SCHOOL IN TWELVE (12) EQUAL MONTHLY
22 PAYMENTS, BY THE FIFTH DAY OF EACH MONTH, WITHIN THE OPERATING
23 SCHOOL YEAR. A STUDENT ENROLLED IN A CYBER CHARTER SCHOOL SHALL
24 BE INCLUDED IN THE AVERAGE DAILY MEMBERSHIP OF THE STUDENT'S
25 SCHOOL DISTRICT OF RESIDENCE FOR THE PURPOSE OF PROVIDING BASIC
26 EDUCATION FUNDING PAYMENTS AND SPECIAL EDUCATION FUNDING
27 PURSUANT TO ARTICLE XXV. IF A SCHOOL DISTRICT FAILS TO MAKE A
28 PAYMENT TO A CYBER CHARTER SCHOOL AS PRESCRIBED IN THIS
29 SUBSECTION, THE SECRETARY SHALL DEDUCT THE ESTIMATED AMOUNT, AS
30 DOCUMENTED BY THE CYBER CHARTER SCHOOL USING THE MOST RECENTLY

AVAILABLE PER-STUDENT AMOUNTS POSTED UNDER SECTION 1725-A(A) (7),
FROM ANY AND ALL STATE PAYMENTS MADE TO THE DISTRICT AFTER
RECEIPT OF DOCUMENTATION FROM THE CYBER CHARTER SCHOOL. THE
SECRETARY SHALL NOT MAKE A DEDUCTION ON BEHALF OF A CYBER
CHARTER SCHOOL UNLESS THE DOCUMENTATION FROM THE CYBER CHARTER
SCHOOL USES THE PER-STUDENT AMOUNT THAT IS POSTED UNDER SECTION
1725-A(A) (7). NO LATER THAN OCTOBER 1 OF EACH YEAR, A CYBER
CHARTER SCHOOL SHALL SUBMIT TO THE SCHOOL DISTRICT OF RESIDENCE
OF EACH STUDENT FINAL DOCUMENTATION OF PAYMENT TO BE MADE USING
THE PER-STUDENT AMOUNTS POSTED UNDER 1725-A(A) (7) AND THE
AVERAGE DAILY MEMBERSHIP FOR THE STUDENTS ENROLLED IN THE CYBER
CHARTER SCHOOL FROM THE SCHOOL DISTRICT FOR THE PREVIOUS SCHOOL
YEAR. IF A SCHOOL DISTRICT FAILS TO MAKE PAYMENT TO THE CYBER
CHARTER SCHOOL, THE SECRETARY SHALL DEDUCT AND PAY THE AMOUNT AS
DOCUMENTED BY THE CYBER CHARTER SCHOOL USING THE PER-STUDENT
AMOUNTS POSTED UNDER SECTION 1725-A(A) (7) FROM ANY AND ALL STATE
PAYMENTS MADE TO THE SCHOOL DISTRICT AFTER RECEIPT OF
DOCUMENTATION FROM THE CYBER CHARTER SCHOOL FROM THE
APPROPRIATIONS FOR THE FISCAL YEAR IN WHICH THE FINAL
DOCUMENTATION OF PAYMENT WAS SUBMITTED TO THE SCHOOL DISTRICT OF
RESIDENCE.

(H) NOTWITHSTANDING SECTION 1725-A(A) (6), NOT LATER THAN
THIRTY (30) DAYS AFTER THE SECRETARY MAKES THE DEDUCTION
DESCRIBED IN SUBSECTION (G), A SCHOOL DISTRICT MAY NOTIFY THE
SECRETARY THAT THE DEDUCTION MADE FROM STATE PAYMENTS TO THE
SCHOOL DISTRICT UNDER THIS SUBSECTION IS INACCURATE. THE
SECRETARY SHALL PROVIDE THE SCHOOL DISTRICT WITH AN OPPORTUNITY
TO BE HEARD CONCERNING WHETHER THE CYBER CHARTER SCHOOL
DOCUMENTED THAT ITS STUDENTS WERE ENROLLED IN THE CYBER CHARTER
SCHOOL, THE PERIOD OF TIME DURING WHICH EACH STUDENT WAS

1 ENROLLED, THE SCHOOL DISTRICT OF RESIDENCE OF EACH STUDENT AND
2 WHETHER THE AMOUNTS DEDUCTED FROM THE SCHOOL DISTRICT WERE
3 ACCURATE.

4 SECTION 41. SECTIONS 1748-A(A) AND (B) AND 1748.1-A(A) OF
5 THE ACT, AMENDED OR ADDED JULY 11, 2024 (P.L.618, NO.55), ARE
6 AMENDED AND THE SECTIONS ARE AMENDED BY ADDING SUBSECTIONS TO
7 READ:

8 SECTION 1748-A. ENROLLMENT AND NOTIFICATION.

9 (A) NOTICE TO SCHOOL DISTRICT.--

10 (1) WITHIN 10 DAYS OF THE ENROLLMENT OF A STUDENT TO A
11 CYBER CHARTER SCHOOL, THE PARENT OR GUARDIAN AND THE CYBER
12 CHARTER SCHOOL SHALL NOTIFY THE STUDENT'S SCHOOL DISTRICT OF
13 RESIDENCE OF THE ENROLLMENT THROUGH THE USE OF THE
14 NOTIFICATION FORM UNDER SUBSECTION (B).

15 (1.1) THE PARENT OR GUARDIAN OF A STUDENT ENROLLED IN A
16 CYBER CHARTER SCHOOL SHALL ALSO USE THE FORM DEVELOPED UNDER
17 SUBSECTION (B) TO SUBMIT CONTINUED PROOF OF THE STUDENT'S
18 RESIDENCE TO THE CYBER CHARTER SCHOOL AND THE STUDENT'S
19 SCHOOL DISTRICT OF RESIDENCE BY NOVEMBER 1 AND BY MARCH 1 OF
20 EACH SCHOOL YEAR. THE NOTIFICATION FORM OF A NEWLY ENROLLED
21 CYBER CHARTER STUDENT SHALL SATISFY THE FIRST NOVEMBER 1 OR
22 MARCH 1 NOTIFICATION DEADLINE, WHICHEVER IS SOONER. A STUDENT
23 IDENTIFIED AS HOMELESS UNDER 42 U.S.C. § 11302 (RELATING TO
24 GENERAL DEFINITION OF HOMELESS INDIVIDUAL) MAY NOT BE
25 REQUIRED TO SUBMIT THE HOME ADDRESS INFORMATION REQUIRED
26 UNDER SUBSECTION (B) (1) OR (6).

27 (2) IF A SCHOOL DISTRICT [WHICH HAS RECEIVED NOTICE
28 UNDER PARAGRAPH (1)] DETERMINES AT ANY TIME THAT A STUDENT IS
29 NOT A RESIDENT OF THE SCHOOL DISTRICT, THE FOLLOWING APPLY:

30 (I) WITHIN [SEVEN] 10 DAYS OF RECEIPT OF THE NOTICE

1 UNDER PARAGRAPH (1), THE SCHOOL DISTRICT SHALL NOTIFY THE
2 CYBER CHARTER SCHOOL AND THE DEPARTMENT THAT THE STUDENT
3 IS NOT A RESIDENT OF THE SCHOOL DISTRICT. NOTIFICATION OF
4 NONRESIDENCE SHALL INCLUDE THE BASIS FOR THE
5 DETERMINATION.

6 (II) WITHIN [SEVEN] 10 DAYS OF NOTIFICATION UNDER
7 SUBPARAGRAPH (I), THE CYBER CHARTER SCHOOL SHALL REVIEW
8 THE NOTIFICATION OF NONRESIDENCE[, RESPOND TO THE SCHOOL
9 DISTRICT AND PROVIDE A COPY OF THE RESPONSE TO THE
10 DEPARTMENT. IF THE CYBER CHARTER SCHOOL AGREES THAT A
11 STUDENT IS NOT A RESIDENT OF THE SCHOOL DISTRICT, IT
12 SHALL DETERMINE THE PROPER DISTRICT OF RESIDENCE OF THE
13 STUDENT BEFORE REQUESTING FUNDS FROM ANOTHER SCHOOL
14 DISTRICT.] AND NOTIFY THE SCHOOL DISTRICT AND THE
15 DEPARTMENT THAT THE CYBER CHARTER SCHOOL AGREES WITH THE
16 SCHOOL DISTRICT'S DETERMINATION OR DOES NOT AGREE WITH
17 THE SCHOOL DISTRICT'S DETERMINATION. IF THE CYBER CHARTER
18 SCHOOL DISAGREES WITH THE SCHOOL DISTRICT'S
19 DETERMINATION, THE CYBER CHARTER SCHOOL SHALL PROVIDE
20 PROOF OF RESIDENCY AS THE BASIS OF THE DETERMINATION. IF
21 THE CYBER CHARTER SCHOOL AGREES THAT THE STUDENT IS NOT A
22 RESIDENT OF THE SCHOOL DISTRICT, THE CYBER CHARTER SCHOOL
23 SHALL DETERMINE THE PROPER SCHOOL DISTRICT OF RESIDENCE
24 FOR THE STUDENT AND REQUEST FUNDS FROM THAT SCHOOL
25 DISTRICT.

26 (III) WITHIN [SEVEN] 10 DAYS OF RECEIPT OF THE
27 RESPONSE UNDER SUBPARAGRAPH (II), THE SCHOOL DISTRICT
28 SHALL NOTIFY THE CYBER CHARTER SCHOOL THAT IT AGREES WITH
29 THE CYBER CHARTER SCHOOL'S DETERMINATION OR DOES NOT
30 AGREE WITH THE CYBER CHARTER SCHOOL'S DETERMINATION.

1 (IV) A SCHOOL DISTRICT THAT HAS NOTIFIED THE CYBER
2 CHARTER SCHOOL THAT IT DOES NOT AGREE WITH THE CYBER
3 CHARTER SCHOOL'S DETERMINATION UNDER SUBPARAGRAPH (III)
4 SHALL APPEAL TO THE DEPARTMENT FOR A FINAL DETERMINATION.

5 (V) ALL DECISIONS OF THE DEPARTMENT REGARDING THE
6 SCHOOL DISTRICT OF RESIDENCE OF A STUDENT SHALL BE
7 SUBJECT TO REVIEW BY THE COMMONWEALTH COURT.

8 (VI) A SCHOOL DISTRICT SHALL CONTINUE TO MAKE
9 PAYMENTS TO A CYBER CHARTER SCHOOL UNDER SECTION 1725-A
10 DURING THE TIME IN WHICH THE SCHOOL DISTRICT OF RESIDENCE
11 OF A STUDENT IS IN DISPUTE.

12 (VII) IF A FINAL DETERMINATION IS MADE THAT A
13 STUDENT IS NOT A RESIDENT OF AN APPEALING SCHOOL
14 DISTRICT, THE CYBER CHARTER SCHOOL SHALL RETURN ALL FUNDS
15 PROVIDED ON BEHALF OF THAT STUDENT DURING THE PERIOD FOR
16 WHICH THE STUDENT IS NOT A RESIDENT OF THE SCHOOL
17 DISTRICT TO THE SCHOOL DISTRICT WITHIN 30 DAYS.

18 (A.1) EMPLOYEE REPORT OF NONRESIDENCY.--NOTWITHSTANDING ANY
19 PROVISION OF THE ACT OF DECEMBER 12, 1986 (P.L.1559, NO.169),
20 KNOWN AS THE WHISTLEBLOWER LAW, OR ANY OTHER LAW TO THE
21 CONTRARY, IF AN EMPLOYEE OF A CYBER CHARTER SCHOOL MAKES A GOOD
22 FAITH REPORT THAT A STUDENT DOES NOT RESIDE WITHIN THE SCHOOL
23 DISTRICT THAT HAS RECEIVED NOTICE OF THE STUDENT'S ENROLLMENT
24 UNDER SUBSECTION (A), A CYBER CHARTER SCHOOL MAY NOT DISCHARGE,
25 THREATEN OR OTHERWISE DISCRIMINATE OR RETALIATE AGAINST AN
26 EMPLOYEE REGARDING THE EMPLOYEE'S COMPENSATION, TERMS,
27 CONDITIONS, LOCATION OR PRIVILEGES OF EMPLOYMENT BECAUSE THE
28 EMPLOYEE MAKES A GOOD FAITH REPORT UNDER THIS SUBSECTION.

29 (B) NOTIFICATION FORM.--THE DEPARTMENT SHALL DEVELOP A
30 NOTIFICATION FORM, WHICH MAY BE ELECTRONIC, FOR USE UNDER

SUBSECTION (A). THE NOTIFICATION SHALL INCLUDE:

(1) THE NAME, HOME ADDRESS AND MAILING ADDRESS OF THE STUDENT.

(2) THE GRADE IN WHICH THE STUDENT IS BEING ENROLLED.

(3) THE DATE THE STUDENT WILL BE ENROLLED.

(4) THE NAME AND ADDRESS OF THE CYBER CHARTER SCHOOL AND THE NAME AND TELEPHONE NUMBER OF A CONTACT PERSON ABLE TO PROVIDE INFORMATION REGARDING THE CYBER CHARTER SCHOOL.

(5) THE SIGNATURE OF THE PARENT OR GUARDIAN AND AN AUTHORIZED REPRESENTATIVE OF THE CYBER CHARTER SCHOOL.

(6) PROOF OF RESIDENCY, WHICH SHALL BE A DOCUMENT CONTAINING THE PARENT OR GUARDIAN'S NAME AND ADDRESS, ON ANY OF THE FOLLOWING:

(I) AN ACTIVE RESIDENTIAL LEASE AGREEMENT OR A MORTGAGE STATEMENT NO MORE THAN THREE MONTHS OLD.

(II) A BANK STATEMENT NO MORE THAN THREE MONTHS OLD OR A UTILITY OR INTERNET BILL NO MORE THAN THREE MONTHS OLD.

(III) A TAX BILL NO MORE THAN THREE MONTHS OLD.

(IV) AN INSURANCE DOCUMENT NO MORE THAN THREE MONTHS OLD.

(V) ANY OTHER DOCUMENT DETERMINED ACCEPTABLE BY THE DEPARTMENT.

* * *

(D) PENALTY FOR FALSIFYING REIMBURSEMENT REPORTS.--ANY SCHOOL ADMINISTRATOR, EMPLOYEE OR REPRESENTATIVE OF A SCHOOL DISTRICT OR CYBER CHARTER SCHOOL WHO KNOWINGLY FALSIFIES INFORMATION SUBMITTED TO A SCHOOL DISTRICT, CYBER CHARTER SCHOOL OR THE DEPARTMENT UNDER THIS SECTION SHALL BE GUILTY OF A MISDEMEANOR OF THE THIRD DEGREE.

1 (E) CONSTRUCTION.--NOTHING IN THIS SECTION SHALL BE
2 CONSTRUED TO CONFLICT OR BE INCONSISTENT WITH SECTION 1302 OR
3 1302.1 OR 42 U.S.C. CH. 119 (RELATING TO HOMELESS ASSISTANCE).
4 SECTION 1748.1-A. ENROLLEE WELLNESS CHECKS.

5 (A) REQUIREMENTS.--A CYBER CHARTER SCHOOL SHALL, AT LEAST
6 ONCE DURING ANY WEEK CONSISTING OF AT LEAST THREE FULL OR
7 PARTIAL DAYS OF ACADEMIC INSTRUCTION, ENSURE THAT EACH ENROLLED
8 STUDENT IS [ABLE TO BE] VISIBLY SEEN AND COMMUNICATED WITH IN
9 REAL TIME BY A TEACHER, ADMINISTRATOR OR OTHER REPRESENTATIVE OF
10 THE CYBER CHARTER SCHOOL, EITHER IN PERSON OR VIA ELECTRONIC
11 MEANS, IN ORDER TO ENSURE THE WELL-BEING OF THE STUDENT AND
12 VERIFY PARTICIPATION IN THE EDUCATIONAL PROGRAM. THE REQUIREMENT
13 UNDER THIS SUBSECTION MAY BE SATISFIED BY STUDENTS TURNING ON A
14 WEBCAM DURING SYNCHRONOUS ONLINE INSTRUCTION.

15 * * *

16 (C) WELLNESS POLICY.--EACH CYBER CHARTER SCHOOL SHALL SUBMIT
17 TO THE DEPARTMENT A WELLNESS CHECK POLICY THAT DEMONSTRATES
18 COMPLIANCE WITH SUBSECTIONS (A) AND (B).

19 (D) STUDENT VERIFICATION.--THE DEPARTMENT MAY REQUIRE PROOF
20 OF COMPLIANCE WITH THIS SECTION FROM A CYBER CHARTER SCHOOL TO
21 ENSURE THE WELL-BEING OF A STUDENT ENROLLED IN THE CYBER CHARTER
22 SCHOOL AND TO VERIFY ATTENDANCE IN THE EDUCATIONAL PROGRAM.

23 (E) NONCOMPLIANCE.--FAILURE TO COMPLY WITH THIS SECTION MAY
24 RESULT IN THE DEPARTMENT TAKING THE FOLLOWING ACTIONS:

25 (1) REQUIRING THE CYBER CHARTER SCHOOL TO REPORT TO THE
26 DEPARTMENT THE DATE, TIME AND METHOD OF EACH WELLNESS CHECK
27 FOR EACH STUDENT.

28 (2) MANDATING TEACHERS, ADMINISTRATORS AND STAFF OF THE
29 CYBER CHARTER SCHOOL TO COMPLETE CHILD ABUSE RECOGNITION,
30 PREVENTION AND REPORTING TRAINING ANNUALLY.

1 (3) REQUIRING THE CYBER CHARTER SCHOOL TO MEET IN PERSON
2 WITH EACH STUDENT AT LEAST ONCE DURING THE SCHOOL YEAR
3 FOLLOWING THE SCHOOL YEAR IN WHICH THE CYBER CHARTER SCHOOL
4 IS OUT OF COMPLIANCE WITH THIS SECTION.

5 (4) PROHIBITING A CYBER CHARTER SCHOOL FROM BEING
6 AWARDED A STATE GRANT BY THE DEPARTMENT UNTIL THE CYBER
7 CHARTER SCHOOL DEMONSTRATES COMPLIANCE WITH SUBSECTIONS (A)
8 AND (B).

9 SECTION 42. SECTION 1850.4(A) OF THE ACT IS AMENDED TO READ:
10 SECTION 1850.4. CAPITAL RESERVE FUND FOR APPROVED PURCHASES
11 OF EQUIPMENT AND FACILITY MAINTENANCE.--(A) ANY AREA CAREER AND
12 TECHNICAL BOARD SHALL HAVE THE POWER TO CREATE A SPECIAL FUND
13 WHICH MAY BE DESIGNATED AS A CAPITAL RESERVE FUND AND TO
14 ACCUMULATE THEREIN MONEYS TO BE EXPENDED, IN ACCORDANCE WITH THE
15 PROVISIONS OF THIS SECTION, DURING A PERIOD NOT TO EXCEED [FIVE]
16 TEN YEARS FROM THE DATE WHEN THE FIRST PAYMENT WAS MADE INTO THE
17 FUND, FOR THE PURPOSE OF PURCHASING EQUIPMENT OR MAINTAINING
18 FACILITIES.

19 * * *

20 SECTION 43. SECTION 1855 OF THE ACT IS AMENDED BY ADDING A
21 SUBSECTION TO READ:

22 SECTION 1855. CAREER AND TECHNICAL EDUCATION EQUIPMENT
23 GRANTS.--* * *

24 (F.1) THE DEPARTMENT OF EDUCATION SHALL USE DATA FOR THE
25 CALCULATIONS REQUIRED UNDER THIS SECTION BASED ON THE MOST
26 RECENT YEARS FOR WHICH DATA IS AVAILABLE, AS DETERMINED BY THE
27 DEPARTMENT OF EDUCATION, AND SHALL FIX THE DATA AS OF THE FIRST
28 DAY OF JUNE PRECEDING THE SCHOOL YEAR IN WHICH THE ALLOCATION
29 OCCURS. IF THE DATA BASED ON THE FIRST DAY OF JUNE IS INCORRECT,
30 THE DEPARTMENT OF EDUCATION SHALL REVISE THE CALCULATIONS

1 ACCORDINGLY.

2 * * *

3 SECTION 44. SECTIONS 1857 HEADING, (A), (D) INTRODUCTORY
4 PARAGRAPH AND (E) AND 1858 HEADING, (A), (D) INTRODUCTORY
5 PARAGRAPH AND (E) OF THE ACT ARE AMENDED TO READ:

6 SECTION 1857. COSMETOLOGY TRAINING THROUGH CAREER AND
7 TECHNICAL CENTER [PILOT] PROGRAM.--(A) THE COSMETOLOGY TRAINING
8 THROUGH CAREER AND TECHNICAL CENTER [PILOT] PROGRAM IS
9 ESTABLISHED IN THE STATE BOARD OF COSMETOLOGY.

10 * * *

11 (D) NO LATER THAN JUNE [30, 2023, AND] 1 EACH YEAR
12 [THEREAFTER THROUGH JUNE 30, 2025], EACH CTC AND SECONDARY
13 SCHOOL PARTICIPATING IN THE [PILOT] PROGRAM SHALL REPORT THE
14 FOLLOWING INFORMATION TO THE STATE BOARD OF COSMETOLOGY ON A
15 FORM PRESCRIBED BY THE BOARD:

16 * * *

17 [(E) THE PILOT PROGRAM UNDER THIS SECTION SHALL EXPIRE THREE
18 YEARS FROM THE EFFECTIVE DATE OF THIS SECTION.]

19 * * *

20 SECTION 1858. BARBER TRAINING THROUGH CAREER AND TECHNICAL
21 CENTER [PILOT] PROGRAM.--(A) THE BARBER TRAINING THROUGH CAREER
22 AND TECHNICAL CENTER [PILOT] PROGRAM IS ESTABLISHED IN THE STATE
23 BOARD OF BARBER EXAMINERS.

24 * * *

25 (D) NO LATER THAN JUNE [30, 2023, AND] 1 EACH YEAR
26 [THEREAFTER THROUGH JUNE 30, 2025], EACH CTC AND SECONDARY
27 SCHOOL PARTICIPATING IN THE [PILOT] PROGRAM SHALL REPORT THE
28 FOLLOWING INFORMATION TO THE STATE BOARD OF BARBER EXAMINERS ON
29 A FORM PRESCRIBED BY THE BOARD:

30 * * *

1 [(E) THE PILOT PROGRAM UNDER THIS SECTION SHALL EXPIRE THREE
2 YEARS FROM THE EFFECTIVE DATE OF THIS SECTION.]

3 * * *

4 SECTION 45. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

5 ARTICLE XVIII-B

6 NURSING SHORTAGE ASSISTANCE PROGRAM

7 SECTION 1801-B. SCOPE OF ARTICLE.

8 THIS ARTICLE RELATES TO THE NURSING SHORTAGE ASSISTANCE
9 PROGRAM.

10 SECTION 1802-B. DEFINITIONS.

11 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
12 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
13 CONTEXT CLEARLY INDICATES OTHERWISE:

14 "AGENCY." THE PENNSYLVANIA HIGHER EDUCATION ASSISTANCE
15 AGENCY.

16 "APPLICANT." AN ENTITY THAT APPLIES FOR A GRANT UNDER
17 SECTION 1803-B.

18 "CRITICAL ACCESS HOSPITAL." A HOSPITAL THAT:

19 (1) HAS QUALIFIED UNDER SECTION 1861(MM) (1) OF THE
20 SOCIAL SECURITY ACT (49 STAT. 620, 42 U.S.C. § 1395X(MM) (1))
21 AS A CRITICAL ACCESS HOSPITAL UNDER MEDICARE; OR

22 (2) IS A RURAL HOSPITAL LICENSED UNDER SECTION 808 OF
23 THE ACT OF JULY 19, 1979 (P.L.130, NO.48), KNOWN AS THE
24 HEALTH CARE FACILITIES ACT, THAT:

25 (I) PROVIDES INPATIENT MEDICAL CARE AND OTHER
26 RELATED SERVICES FOR SURGERY, ACUTE MEDICAL CONDITIONS OR
27 INJURIES;

28 (II) IS LOCATED IN A COUNTY OF THE SIXTH, SEVENTH OR
29 EIGHTH CLASS THAT HAS NO MORE THAN TWO MEDICAL
30 ASSISTANCE-ENROLLED GENERAL ACUTE CARE HOSPITALS;

1 (III) IS LOCATED IN A COUNTY THAT HAS GREATER THAN
2 17% OF ITS POPULATION THAT ARE ELIGIBLE FOR MEDICAL
3 ASSISTANCE OR HAS GREATER THAN 10,000 PERSONS ELIGIBLE
4 FOR MEDICAL ASSISTANCE;

5 (IV) HAS NO MORE THAN 200 LICENSED AND STAFFED BEDS;
6 AND

7 (V) DOES NOT QUALIFY AS A CRITICAL ACCESS HOSPITAL
8 UNDER SECTION 1861(MM) (1) OF THE SOCIAL SECURITY ACT AS A
9 CRITICAL ACCESS HOSPITAL UNDER MEDICARE.

10 "EDUCATIONAL INSTITUTION."

11 (1) A COMMUNITY COLLEGE OPERATING UNDER ARTICLE XIX-A.

12 (2) A UNIVERSITY WITHIN THE STATE SYSTEM OF HIGHER
13 EDUCATION.

14 (3) THE PENNSYLVANIA STATE UNIVERSITY.

15 (4) THE UNIVERSITY OF PITTSBURGH.

16 (5) TEMPLE UNIVERSITY.

17 (6) LINCOLN UNIVERSITY.

18 (7) ANY OTHER INSTITUTION THAT IS DESIGNATED AS STATE-
19 RELATED BY THE COMMONWEALTH.

20 (8) THE THADDEUS STEVENS COLLEGE OF TECHNOLOGY.

21 (9) AN ACCREDITED PRIVATE OR INDEPENDENT COLLEGE OR
22 UNIVERSITY.

23 (10) A COLLEGE ESTABLISHED UNDER ARTICLE XIX-G.

24 (11) A PRIVATE LICENSED SCHOOL AS DEFINED IN THE ACT OF
25 DECEMBER 15, 1986 (P.L.1585, NO.174), KNOWN AS THE PRIVATE
26 LICENSED SCHOOLS ACT.

27 "HOSPITAL." AS DEFINED IN SECTION 802.1 OF THE ACT OF JULY
28 19, 1979 (P.L.130, NO.48), KNOWN AS THE HEALTH CARE FACILITIES
29 ACT.

30 "NURSING DEGREE." A DEGREE ISSUED BY AN EDUCATIONAL

1 INSTITUTION FOR COMPLETION OF AN ACCREDITED NURSING PROGRAM.

2 "PARTNER HOSPITAL." A HOSPITAL THAT HAS ENTERED INTO A
3 CONTRACTUAL RELATIONSHIP WITH A QUALIFIED NURSING SERVICER AND
4 MEETS ALL OF THE FOLLOWING:

5 (1) PROVIDES LOAN REPAYMENT ASSISTANCE TO NURSES
6 EMPLOYED BY THE HOSPITAL.

7 (2) AGREES TO PROVIDE NON-STATE SOURCED MATCHING FUNDS
8 FOR NURSE LOAN REPAYMENT ASSISTANCE EQUAL TO AT LEAST 100% OF
9 THE GRANT AMOUNT MADE AVAILABLE BY THE QUALIFIED NURSING
10 SERVICER.

11 "PROGRAM." THE NURSING SHORTAGE ASSISTANCE PROGRAM
12 ESTABLISHED UNDER SECTION 1803-B.

13 "QUALIFIED NURSING SERVICER." AN ENTITY THAT DOES ALL OF THE
14 FOLLOWING:

15 (1) CONTRACTS WITH MULTIPLE EDUCATIONAL INSTITUTIONS AND
16 HOSPITALS IN A MANNER THAT PROMOTES GREATER ACCESS TO
17 EDUCATION AND CAREER OPPORTUNITIES FOR PROSPECTIVE NURSING
18 STUDENTS.

19 (2) MAINTAINS A PLACE OF BUSINESS IN THIS COMMONWEALTH.

20 (3) CONTRACTS WITH MULTIPLE HOSPITALS WITHIN THIS
21 COMMONWEALTH TO COORDINATE AGREEMENTS BETWEEN PROSPECTIVE
22 NURSING STUDENTS AND HOSPITALS IN A MANNER THAT FACILITATES
23 THE REPAYMENT OF STUDENT LOAN EXPENSES INCURRED BY THE
24 PROSPECTIVE NURSING STUDENTS.

25 (4) HAS CONTRACTED WITH A PUBLIC EDUCATIONAL INSTITUTION
26 IN THIS COMMONWEALTH TO CREATE NEW EDUCATIONAL PROGRAMS
27 WITHIN THE HEALTH SCIENCES FIELD.

28 (5) HAS MORE THAN TWO YEARS OF EXPERIENCE IN SUPPORTING
29 EDUCATIONAL INSTITUTIONS, INCLUDING SUPPORT FOR AT LEAST 25
30 EDUCATIONAL INSTITUTIONS THROUGH AGREEMENTS WITH A TOTAL

1 CONTRACT VALUE GREATER THAN \$1,000,000. EXPERIENCE UNDER THIS
2 PARAGRAPH MUST INCLUDE MARKETING, RECRUITING, STUDENT
3 SUPPORT, CLINICAL PLACEMENT, LEARNING DESIGN AND APPLICATION
4 OF TECHNOLOGY.

5 (6) DOES NOT:

6 (I) PROVIDE STUDENT LOANS OR ENGAGE IN THE
7 ORIGINATION OF LOANS, INCLUDING, BUT NOT LIMITED TO,
8 SERVING AS A LOAN ORIGINATOR OR UNDERWRITER; OR

9 (II) DIRECTLY OR INDIRECTLY HOLD, PURCHASE OR
10 SECURITIZE ANY STUDENT LOAN INSTRUMENT WITHIN THE HEALTH
11 SCIENCES FIELD.

12 "RECIPIENT." AN APPLICANT THAT HAS BEEN AWARDED A GRANT
13 UNDER SECTION 1803-B.

14 SECTION 1803-B. NURSING SHORTAGE ASSISTANCE PROGRAM.

15 (A) ESTABLISHMENT.--THE NURSING SHORTAGE ASSISTANCE PROGRAM
16 IS ESTABLISHED WITHIN THE AGENCY. THE PROGRAM SHALL PROVIDE
17 GRANTS TO QUALIFIED NURSING SERVICERS TO ASSIST NURSING STUDENTS
18 WITH SECURING POSTGRADUATION EMPLOYMENT AND THE REPAYMENT OF
19 STUDENT LOAN EXPENSES INCURRED WHILE OBTAINING A DEGREE IN
20 NURSING.

21 (B) APPLICATION.--A QUALIFIED NURSING SERVICER MAY APPLY TO
22 THE AGENCY FOR A GRANT UNDER THIS SECTION. THE APPLICATION SHALL
23 BE IN A FORM AND MANNER DETERMINED BY THE AGENCY, WHICH, AT A
24 MINIMUM, SHALL INCLUDE ALL OF THE FOLLOWING:

25 (1) THE NAME AND ADDRESS OF THE APPLICANT.

26 (2) THE NAME AND ADDRESS OF THE PARTNER HOSPITAL THAT IS
27 PROVIDING EMPLOYMENT OPPORTUNITIES TO PROSPECTIVE NURSES.

28 (3) THE NUMBER OF PROSPECTIVE NURSES THAT WILL RECEIVE
29 LOAN REPAYMENTS FROM THE GRANT IF AWARDED TO THE QUALIFIED
30 NURSING SERVICER.

1 (C) AWARDING OF GRANTS.--

2 (1) ALL APPLICATIONS RECEIVED DURING AN APPLICATION
3 PERIOD SHALL BE REVIEWED AND EVALUATED BY THE AGENCY. IN
4 AWARDING A GRANT UNDER THIS SECTION, THE AGENCY SHALL
5 CONSIDER ALL OF THE FOLLOWING:

6 (I) THE NUMBER OF TIMELY AND COMPLETE APPLICATIONS
7 RECEIVED BY THE AGENCY DURING THE APPLICATION PERIOD.

8 (II) THE ANTICIPATED NUMBER OF STUDENTS THAT WOULD
9 RECEIVE LOAN REPAYMENTS UNDER THE GRANT APPLICATION.

10 (III) THE ANTICIPATED NUMBER OF STUDENTS OF EACH
11 NURSING DEGREE TYPE THAT WOULD RECEIVE LOAN REPAYMENTS
12 UNDER THE GRANT APPLICATION.

13 (IV) THE ANTICIPATED GEOGRAPHIC DISTRIBUTION OF
14 STUDENTS RECEIVING LOAN REPAYMENTS UNDER THE GRANT
15 APPLICATION.

16 (V) THE ANTICIPATED NUMBER OF APPLICATIONS FOR
17 STUDENTS AT CRITICAL ACCESS HOSPITALS.

18 (VI) THE PLANS FOR ONGOING SUPPORT TO MAXIMIZE THE
19 CHANCES OF SUCCESS FOR THE NURSES ONCE EMPLOYED.

20 (VII) THE ABILITY OF THE QUALIFIED NURSING SERVICER
21 TO DEVELOP NEW OR EXPANDED PROGRAMS WITHIN THE HEALTH
22 SCIENCES FIELD AT ELIGIBLE EDUCATION INSTITUTIONS.

23 (VIII) THE ABILITY OF THE QUALIFIED NURSING SERVICER
24 TO PROVIDE MARKETING, RECRUITMENT, STUDENT SUPPORT,
25 CLINICAL PLACEMENT, LEARNING DESIGN AND TECHNOLOGY
26 SUPPORT TO A PARTICIPATING EDUCATIONAL INSTITUTION.

27 (2) UPON DETERMINING THAT THE APPLICANT HAS MET ALL
28 PROGRAM REQUIREMENTS, THE AGENCY MAY APPROVE A GRANT
29 APPLICATION.

30 (D) GRANT AGREEMENTS.--IF THE AGENCY APPROVES AN APPLICATION

1 UNDER SUBSECTION (C), THE AGENCY AND THE RECIPIENT SHALL ENTER
2 INTO A GRANT AGREEMENT, WHICH, AT A MINIMUM, SHALL INCLUDE ALL
3 OF THE FOLLOWING:

4 (1) THE NAME AND ADDRESS OF THE PARTNER HOSPITAL THAT IS
5 PARTNERING WITH THE RECIPIENT TO ADMINISTER THE PROGRAM
6 FUNDED UNDER THE GRANT.

7 (2) THE NUMBER OF PROSPECTIVE NURSES THAT WILL RECEIVE
8 LOAN REPAYMENT ASSISTANCE UNDER THE GRANT.

9 (3) A COMMITMENT BY THE PARTNER HOSPITAL TO USE ALL
10 MATCHING FUNDS FIRST BEFORE APPLYING STATE GRANT FUNDS WHEN
11 PROVIDING LOAN REPAYMENT ASSISTANCE TO NURSES WHO BECOME
12 EMPLOYEES OF THE PARTNER HOSPITAL.

13 (E) AWARD.--UPON EXECUTION OF THE GRANT AGREEMENT REQUIRED
14 BY SUBSECTION (D), THE AGENCY SHALL AWARD THE APPLICANT A GRANT.
15 SECTION 1804-B. RESTRICTIONS.

16 (A) LIMITATIONS.--THE FOLLOWING LIMITATIONS SHALL APPLY TO
17 GRANT FUNDS AWARDED UNDER SECTION 1803-B:

18 (1) A QUALIFIED NURSING SERVICER SHALL USE AWARDED FUNDS
19 FOR THE PURPOSE OF THIS ARTICLE.

20 (2) A SUBGRANTEE PARTNER HOSPITAL SHALL USE ALL
21 AVAILABLE MATCHING FUNDS BEFORE UTILIZING GRANT FUNDS FOR
22 NURSE LOAN REPAYMENT ASSISTANCE.

23 (3) AN INDIVIDUAL NURSE EMPLOYED BY A PARTNER HOSPITAL
24 MAY NOT RECEIVE MORE THAN \$10,000 PER YEAR, OR \$30,000 IN THE
25 AGGREGATE, OF GRANT MONEY FOR LOAN REPAYMENT ASSISTANCE FOR A
26 DEGREE IN NURSING.

27 (4) A COMMITMENT BY THE NURSE TO MAINTAIN EMPLOYMENT AT
28 A HOSPITAL LOCATED IN THIS COMMONWEALTH FOR A MINIMUM OF
29 THREE YEARS AFTER THE LOAN REPAYMENT ASSISTANCE IS AWARDED.
30 IF A NURSE BREACHES THE AGREEMENT, THE LOAN REPAYMENT

1 ASSISTANCE SHALL BE PRORATED.

2 (5) LOAN REPAYMENT ASSISTANCE RECEIVED BY THE INDIVIDUAL
3 NURSE SHALL NOT BE CONSIDERED TAXABLE INCOME FOR PURPOSES OF
4 ARTICLE III OF THE ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN
5 AS THE TAX REFORM CODE OF 1971.

6 (B) REIMBURSEMENT OF ADMINISTRATIVE COSTS.--THE AGENCY MAY
7 USE UP TO 10% OF MONEY, AVAILABLE FOR THE PURPOSE OF THIS
8 ARTICLE, FOR PAYMENT TO A QUALIFIED NURSING SERVICER FOR
9 ADMINISTRATIVE COSTS.

10 (C) UNENCUMBERED FUNDS.--THE RECIPIENT SHALL RETURN TO THE
11 COMMONWEALTH ANY GRANT FUNDS THAT REMAIN UNENCUMBERED AFTER
12 THREE YEARS.

13 SECTION 1805-B. AGENCY GUIDELINES, APPLICATION PERIOD AND GRANT
14 AWARDS.

15 (A) WRITTEN GUIDELINES.--WITHIN 30 DAYS OF THE EFFECTIVE
16 DATE OF THIS SUBSECTION, THE AGENCY SHALL DEVELOP WRITTEN
17 GUIDELINES FOR THE IMPLEMENTATION OF THIS ARTICLE.

18 (B) APPLICATION PERIOD.--IN ANY FISCAL YEAR IN WHICH FUNDS
19 ARE MADE AVAILABLE FOR THE PROGRAM, THE AGENCY SHALL OPEN AN
20 APPLICATION PERIOD OF NOT MORE THAN 30 DAYS TO RECEIVE
21 APPLICATIONS UNDER SECTION 1803-B.

22 (C) GRANT AWARDS.--FOR THE FISCAL YEAR BEGINNING JULY 1,
23 2025, THE AGENCY SHALL MAKE GRANT AWARDS UNDER SECTION 1803-B
24 WITHIN 30 DAYS OF THE CLOSE OF THE APPLICATION PERIOD FOR THAT
25 FISCAL YEAR.

26 SECTION 1806-B. REPORTS.

27 (A) REPORTS TO THE AGENCY.--EACH QUALIFIED NURSING SERVICER
28 SHALL SUBMIT AN ANNUAL REPORT TO THE AGENCY SUMMARIZING THE
29 EFFECTIVENESS OF THE QUALIFIED NURSING SERVICER'S PROGRAM, WHICH
30 SHALL INCLUDE:

1 (1) THE NAMES OF EDUCATIONAL INSTITUTIONS AND PARTNER
2 HOSPITALS CONTACTED FOR PROGRAM PARTICIPATION, INCLUDING A
3 DESIGNATION OF WHETHER THE INSTITUTION OR HOSPITAL IS NEW TO,
4 OR A CONTINUING PARTICIPANT IN, THE PROGRAM; AND

5 (II) A BREAKDOWN BY CATEGORY, IN A MANNER AS PRESCRIBED
6 BY THE AGENCY, OF THE PROGRAM COSTS EXPENDED BY THE QUALIFIED
7 NURSING SERVICER.

8 (B) REPORTS TO THE GENERAL ASSEMBLY.--NO LATER THAN DECEMBER
9 31, 2026, AND EACH YEAR THEREAFTER, THE AGENCY SHALL SUBMIT A
10 REPORT TO THE GENERAL ASSEMBLY SUMMARIZING THE EFFECTIVENESS OF
11 THE GRANTS PROVIDED BY THIS ARTICLE. THE REPORT SHALL INCLUDE
12 THE NAMES OF ALL PARTNER HOSPITALS INVOLVED IN THE PROGRAM AS OF
13 THE DATE OF THE REPORT AND THE NUMBER OF NURSES THAT RECEIVE
14 LOAN REPAYMENT ASSISTANCE UNDER THE PROGRAM. THE REPORT SHALL BE
15 SUBMITTED TO THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
16 APPROPRIATIONS COMMITTEE OF THE SENATE, THE CHAIRPERSON AND
17 MINORITY CHAIRPERSON OF THE APPROPRIATIONS COMMITTEE OF THE
18 HOUSE OF REPRESENTATIVES, THE CHAIRPERSON AND MINORITY
19 CHAIRPERSON OF THE EDUCATION COMMITTEE OF THE SENATE AND THE
20 CHAIRPERSON AND MINORITY CHAIRPERSON OF THE EDUCATION COMMITTEE
21 OF THE HOUSE OF REPRESENTATIVES.

22 SECTION 46. SECTION 1913-A(B) (1.6) OF THE ACT IS AMENDED BY
23 ADDING A SUBCLAUSE TO READ:

24 SECTION 1913-A. FINANCIAL PROGRAM; REIMBURSEMENT OF
25 PAYMENTS.--* * *

26 (B) * * *

27 (1.6) FOR THE 2006-2007 FISCAL YEAR AND EACH FISCAL YEAR
28 THEREAFTER, THE PAYMENT FOR A COMMUNITY COLLEGE SHALL CONSIST OF
29 THE FOLLOWING:

30 * * *

1 (XXI) FOR FISCAL YEAR 2025-2026, EACH COMMUNITY COLLEGE
2 SHALL RECEIVE AN AMOUNT EQUAL TO THE FOLLOWING:

3 (A) AN AMOUNT EQUAL TO THE REIMBURSEMENT RECEIVED IN FISCAL
4 YEAR 2024-2025 UNDER SUBCLAUSES (XIX) (A) AND (C) AND (XX).

5 (B) AN AMOUNT EQUAL TO THE ECONOMIC DEVELOPMENT STIPEND
6 RECEIVED IN FISCAL YEAR 2024-2025 UNDER SUBCLAUSE (XIX) (B).

7 * * *

8 SECTION 47. THE DEFINITION OF "MERIT SCHOLARSHIP" IN SECTION
9 2001-A OF THE ACT, AMENDED JULY 17, 2024 (P.L.945, NO.89), IS
10 AMENDED AND THE SECTION IS AMENDED BY ADDING A DEFINITION TO
11 READ:

12 SECTION 2001-A. DEFINITIONS.--THE FOLLOWING WORDS AND
13 PHRASES WHEN USED IN THIS ARTICLE SHALL, FOR THE PURPOSE OF THIS
14 ARTICLE, HAVE THE FOLLOWING MEANINGS, RESPECTIVELY, EXCEPT IN
15 THOSE INSTANCES WHERE THE CONTEXT CLEARLY INDICATES A DIFFERENT
16 MEANING:

17 * * *

18 ["MERIT SCHOLARSHIP" SHALL MEAN THE WAIVER OF AN AMOUNT EQUAL
19 TO THE DIFFERENTIAL BETWEEN TUITION FOR A RESIDENT AND
20 NONRESIDENT STUDENT.]

21 * * *

22 "TUITION WAIVER" SHALL MEAN THE WAIVER OF AN AMOUNT EQUAL TO
23 THE DIFFERENTIAL BETWEEN TUITION FOR A RESIDENT AND NONRESIDENT
24 STUDENT.

25 * * *

26 SECTION 48. SECTION 2022-A HEADING, (A), (B) INTRODUCTORY
27 PARAGRAPH AND (5), (C), (D), (G) (1), (J), (K) AND (N) OF THE
28 ACT, ADDED JULY 17, 2024 (P.L.945, NO.89), ARE AMENDED TO READ:

29 SECTION 2022-A. GROW PENNSYLVANIA [MERIT SCHOLARSHIP]
30 TUITION WAIVER PROGRAM.--(A) BEGINNING WITH THE CLASS OF FIRST-

1 TIME FRESHMEN ENROLLING FOR THE 2025-2026 ACADEMIC YEAR, THE
2 AGENCY, IN CONJUNCTION WITH THE SYSTEM, SHALL ADMINISTER A
3 PROGRAM, WHICH IS ESTABLISHED AND SHALL BE KNOWN AS THE GROW
4 PENNSYLVANIA [MERIT SCHOLARSHIP] TUITION WAIVER PROGRAM. THE
5 AGENCY SHALL AWARD [MERIT SCHOLARSHIPS] TUITION WAIVERS TO
6 ELIGIBLE NONRESIDENT STUDENTS.

7 (B) TO BE ELIGIBLE FOR RECEIPT OF A [MERIT SCHOLARSHIP]
8 TUITION WAIVER, AN ELIGIBLE NONRESIDENT STUDENT MUST:

9 * * *

10 (5) ENTER INTO A WRITTEN AGREEMENT WITH THE AGENCY TO:

11 (I) SATISFY ALL DEGREE REQUIREMENTS AND OTHER REQUIREMENTS
12 OF THIS SECTION.

13 (II) [COMMENCE] RESIDE AND COMMENCE EMPLOYMENT IN THIS
14 COMMONWEALTH WITHIN ONE YEAR AFTER COMPLETION OF AN APPROVED
15 COURSE OF STUDY CULMINATING IN A BACHELOR'S OR ASSOCIATE'S
16 DEGREE. THE EMPLOYMENT MUST BE IN AN IN-DEMAND [OCCUPATIONS]
17 OCCUPATION, AS DETERMINED BY THE AGENCY, FOR A PERIOD OF TWELVE
18 MONTHS [OF] FOR EACH ACADEMIC YEAR THE STUDENT RECEIVED A [MERIT
19 SCHOLARSHIP] TUITION WAIVER, UNLESS THE AGENCY DETERMINES THAT
20 THERE ARE EXTENUATING CIRCUMSTANCES. IF THE AGENCY DETERMINES
21 THAT THERE ARE NO EXTENUATING CIRCUMSTANCES, RESIDENCY AND
22 EMPLOYMENT IN THIS COMMONWEALTH MUST BE MAINTAINED FOR THE
23 DURATION OF THE QUALIFYING EMPLOYMENT.

24 (III) REIMBURSE THE AGENCY THE AGGREGATE AMOUNT OF A
25 [SCHOLARSHIP] TUITION WAIVER RECEIVED, INCLUDING INTEREST, UNDER
26 THIS SECTION IF THE STUDENT [BREECHES] BREACHES THE AGREEMENT.
27 FOR A STUDENT WHO PARTIALLY SATISFIES THE WORK REQUIREMENT, THE
28 AGENCY SHALL PRORATE THE REQUIRED REIMBURSEMENT. ANY INTEREST
29 CHARGED MAY NOT BE MORE THAN THE THREE-MONTH U.S. TREASURY BILL
30 RATE.

(C) THE AGENCY SHALL:

(1) DEVELOP GUIDELINES, INCLUDING INSTRUCTIONS FOR HOW A NONRESIDENT STUDENT MAY APPLY FOR A [MERIT SCHOLARSHIP] TUITION WAIVER AND HOW INSTITUTIONS MAY RECEIVE [MERIT SCHOLARSHIP] TUITION WAIVER FUNDS FROM THE AGENCY FOR [SCHOLARSHIP] TUITION WAIVER RECIPIENTS.

(2) MONITOR AND VERIFY A STUDENT'S COMPLIANCE WITH THE AGREEMENT AND ENFORCE LOAN REPAYMENT OF ALL [MERIT SCHOLARSHIPS] TUITION WAIVERS FOR A STUDENT WHO DOES NOT COMPLY WITH THE PROVISIONS OF THIS SECTION, INCLUDING USE OF LAWFUL COLLECTION PROCEDURES.

(D) A [MERIT SCHOLARSHIP] TUITION WAIVER SHALL BE FOR A MAXIMUM OF FOUR ACADEMIC YEARS OR THE COMPLETION OF A BACHELOR'S DEGREE, WHICHEVER OCCURS FIRST.

* * *

(G) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO:

(1) CHANGE A STUDENT'S ELIGIBILITY FOR A [MERIT SCHOLARSHIP] TUITION WAIVER IF THE STUDENT TERMINATES ENROLLMENT IN ONE APPROVED COURSE OF STUDY AND ENROLLS IN A DIFFERENT APPROVED COURSE OF STUDY AT THE SAME INSTITUTION OR ANOTHER INSTITUTION.

* * *

(J) IN ANY YEAR WHEN FEWER THAN THREE HUNDRED (300) [MERIT SCHOLARSHIPS] TUITION WAIVERS ARE AWARDED, THE COMMONWEALTH SHALL PAY TO THE SYSTEM IN THE SUBSEQUENT YEAR THE FOLLOWING AMOUNT:

(1) SUBTRACT THE NUMBER OF [MERIT SCHOLARSHIPS] TUITION WAIVERS AWARDED FROM THREE HUNDRED (300).

(2) MULTIPLY THE SUM IN PARAGRAPH (1) BY THE DIFFERENTIAL BETWEEN TUITION FOR A RESIDENT AND NONRESIDENT STUDENT.

(K) A [MERIT SCHOLARSHIP] TUITION WAIVER RECEIVED BY A

1 STUDENT SHALL NOT BE CONSIDERED TAXABLE INCOME FOR PURPOSES OF
2 ARTICLE III OF THE ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN AS
3 THE "TAX REFORM CODE OF 1971."

4 * * *

5 (N) THE AGENCY, IN CONSULTATION WITH THE SYSTEM, SHALL
6 PREPARE AND SUBMIT TO THE GOVERNOR, THE GENERAL ASSEMBLY AND THE
7 SECRETARY [NO LATER THAN DECEMBER 31, 2025, AND EACH DECEMBER 31
8 THEREAFTER, A] AN ANNUAL REPORT DETAILING THE OPERATION OF THE
9 PROGRAM EACH YEAR. THE REPORT SHALL, AT A MINIMUM, INCLUDE:

10 (1) A LIST OF THE IN-DEMAND OCCUPATIONS FOR WHICH [MERIT
11 SCHOLARSHIPS] TUITION WAIVERS MAY BE SOUGHT.

12 (2) THE NUMBER OF [MERIT SCHOLARSHIP] TUITION WAIVER
13 APPLICANTS.

14 (3) THE NUMBER OF [MERIT SCHOLARSHIPS] TUITION WAIVERS
15 AWARDED TO STUDENTS.

16 (4) THE NUMBER OF [MERIT SCHOLARSHIPS] TUITION WAIVERS
17 AWARDED BY APPROVED COURSE OF STUDY.

18 (5) THE NUMBER OF [MERIT SCHOLARSHIPS] TUITION WAIVERS
19 AWARDED BY INSTITUTION.

20 (6) THE AVERAGE AMOUNT OF THE [MERIT SCHOLARSHIP] TUITION
21 WAIVER.

22 (7) THE NUMBER OF [MERIT SCHOLARSHIP] TUITION WAIVER
23 RECIPIENTS THAT ARE EMPLOYED AND MEETING THE WORK REQUIREMENT
24 UNDER SUBSECTION (B) (5).

25 (8) THE NUMBER OF [MERIT SCHOLARSHIP] TUITION WAIVER
26 RECIPIENTS THAT HAVE NOT MET THE WORK REQUIREMENT.

27 (9) THE AMOUNT OF MONEY REIMBURSED TO THE AGENCY BY [MERIT
28 SCHOLARSHIP] TUITION WAIVER RECIPIENTS THAT HAVE NOT MET THE
29 WORK REQUIREMENT.

30 SECTION 49. SECTION 2006-B(A) (1) OF THE ACT, AMENDED JULY

11, 2024 (P.L.618, NO.55), IS AMENDED TO READ:

SECTION 2006-B. LIMITATIONS.

(A) AMOUNT.--

(1) THE TOTAL AGGREGATE AMOUNT OF ALL TAX CREDITS APPROVED FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO SCHOLARSHIP ORGANIZATIONS, EDUCATIONAL IMPROVEMENT ORGANIZATIONS AND PRE-KINDERGARTEN SCHOLARSHIP ORGANIZATIONS SHALL NOT EXCEED [\$540,000,000] \$590,000,000 IN A FISCAL YEAR. THE FOLLOWING SHALL APPLY:

(I) NO LESS THAN \$375,000,000 OF THE TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO SCHOLARSHIP ORGANIZATIONS.

(II) NO LESS THAN \$74,500,000 OF THE TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO EDUCATIONAL IMPROVEMENT ORGANIZATIONS.

(III) THE TOTAL AGGREGATE AMOUNT OF ALL TAX CREDITS APPROVED FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO PRE-KINDERGARTEN SCHOLARSHIP ORGANIZATIONS SHALL NOT EXCEED \$30,500,000 IN A FISCAL YEAR.

(IV) NO LESS THAN [\$60,000,000] \$110,000,000 OF THE TOTAL AGGREGATE AMOUNT SHALL BE USED TO PROVIDE TAX CREDITS FOR CONTRIBUTIONS FROM BUSINESS FIRMS TO INCREASE THE SCHOLARSHIP OR PRE-KINDERGARTEN SCHOLARSHIP BY UP TO \$2,000 OR, IN THE CASE OF A SCHOLARSHIP FOR A STUDENT ATTENDING A SECONDARY SCHOOL, BY UP TO \$4,000, FOR A STUDENT ATTENDING AN ECONOMICALLY DISADVANTAGED SCHOOL, TO THE EXTENT THAT THE TOTAL AMOUNT OF SCHOLARSHIPS, PRE-KINDERGARTEN SCHOLARSHIPS AND OPPORTUNITY SCHOLARSHIPS

1 WILL NOT EXCEED THE LESSER OF \$8,500 OR THE SCHOOL'S
2 TUITION.

3 * * *

4 SECTION 50. SECTION 2006-H(A) AND (C) OF THE ACT, ADDED JULY
5 17, 2024 (P.L.818, NO.69), ARE AMENDED TO READ:

6 SECTION 2006-H. EXIT COUNSELING.

7 (A) GENERAL RULE.--[UNLESS AN INDIVIDUAL SELECTS NOT TO
8 PARTICIPATE, EACH] EACH INSTITUTION OF HIGHER EDUCATION THAT
9 RECEIVES INFORMATION REGARDING FEDERAL EDUCATION LOANS OR OTHER
10 STUDENT LOANS THAT MAY REQUIRE REPAYMENT FOR A STUDENT ENROLLED
11 AT THE INSTITUTION OF HIGHER EDUCATION SHALL MAKE FINANCIAL AID
12 COUNSELING AVAILABLE TO EACH STUDENT AT THE END OF THE STUDENT'S
13 FINAL ACADEMIC TERM, UNLESS THE INDIVIDUAL SELECTS NOT TO
14 PARTICIPATE.

15 * * *

16 (C) COUNSELING FOR STUDENTS WHO TRANSFER OR WITHDRAW.--WITH
17 RESPECT TO A STUDENT WHO LEAVES AN INSTITUTION OF HIGHER
18 EDUCATION WITHOUT THE KNOWLEDGE OF THE INSTITUTION OR TRANSFERS
19 TO ANOTHER INSTITUTION, THE INSTITUTION SHALL ATTEMPT TO MAKE
20 FINANCIAL AID COUNSELING AVAILABLE TO THE STUDENT[.] UNLESS THE
21 STUDENT HAS FEDERAL EDUCATION LOANS OR OTHER STUDENT LOANS KNOWN
22 TO THE INSTITUTION OF HIGHER EDUCATION THAT DO NOT REQUIRE
23 REPAYMENT. IF THE INSTITUTION IS UNABLE TO GET IN CONTACT WITH
24 THE STUDENT, THE INSTITUTION SHALL MAIL THE INFORMATION
25 DESCRIBED IN SUBSECTION (B) IN WRITING TO THE STUDENT AT THE
26 LAST KNOWN ADDRESS ON FILE.

27 * * *

28 SECTION 51. SECTION 2002-I OF THE ACT IS REPEALED:

29 [SECTION 2002-I. STATE-RELATED UNIVERSITY PERFORMANCE-BASED
30 FUNDING MODEL.]

1 (A) DUTY OF COMMISSION.--BEGINNING JANUARY 23, 2023, THE
2 COMMISSION SHALL DEVELOP A PERFORMANCE-BASED FUNDING MODEL NO
3 LATER THAN JUNE 15, 2023, TO DISTRIBUTE STATE FUNDING TO THE
4 STATE-RELATED UNIVERSITIES. A PERFORMANCE-BASED FUNDING MODEL
5 MAY INCLUDE A BASE FUNDING AMOUNT AND MINIMUM ELIGIBILITY
6 THRESHOLDS TO EVALUATE ACHIEVEMENT OF PERFORMANCE-BASED METRICS.
7 THE COMMISSION MAY INCLUDE THE FOLLOWING METRICS IN THE MODEL:

8 (1) THE FOUR-YEAR GRADUATION RATE FOR BACCALAUREATE
9 STUDENTS.

10 (2) THE FOUR-YEAR GRADUATION RATE FOR FIRST-TIME-IN-
11 COLLEGE STUDENTS.

12 (3) THE SIX-YEAR GRADUATION RATE FOR STUDENTS WHO ARE
13 AWARDED A PELL GRANT IN THEIR FIRST YEAR.

14 (4) THE PERCENTAGE OF UNDERGRADUATE STUDENTS ENROLLED
15 WHO RECEIVED A PELL GRANT DURING THE PREVIOUS SCHOOL YEAR.

16 (5) STUDENT RETENTION RATES.

17 (6) BACHELOR'S DEGREE PRODUCTION.

18 (7) NET TUITION AND FEES PER 120 CREDIT HOURS.

19 (8) POSTGRADUATION EMPLOYMENT RATES AND SALARIES,
20 INCLUDING WAGE THRESHOLDS, THAT REFLECT THE ADDED VALUE OF A
21 BACCALAUREATE DEGREE.

22 (9) THE NUMBER AND PERCENTAGE OF STUDENTS ENROLLED, AND
23 DEGREES ATTAINED IN FIELDS DETERMINED TO BE OF IMPORTANCE TO
24 THIS COMMONWEALTH BY THE COMMISSION.

25 (10) THE NUMBER AND PERCENTAGE OF HIGH SCHOOL STUDENTS
26 WHO ARE DUAL-ENROLLED AND THE NUMBER OF CREDITS EARNED.

27 (11) THE PERCENTAGE OF CREDITS ARTICULATED.

28 (12) OTHER METRICS LISTED IN SECTION 2001-I(H), OR AS
29 DETERMINED BY THE COMMISSION.

30 (B) OTHER CONSIDERATIONS.--AS PART OF THE DEVELOPMENT OF THE

PERFORMANCE-BASED FUNDING MODEL, THE COMMISSION MAY CONSIDER THE FOLLOWING:

(1) ADJUSTING A PERFORMANCE-BASED FUNDING INCENTIVE PAYMENT IF A STATE-RELATED UNIVERSITY FAILS TO MEET THE MINIMUM ELIGIBILITY THRESHOLDS.

(2) ESTABLISHING AN IMPROVEMENT PLAN TO ASSIST A STATE-RELATED UNIVERSITY TO MAKE SATISFACTORY PROGRESS TOWARD MEETING THE MINIMUM ELIGIBILITY THRESHOLDS.

(3) A PROCESS TO AWARD OR REDISTRIBUTE MONEY FOR MEETING THE MINIMUM ELIGIBILITY THRESHOLDS AND REWARDING INSTITUTIONAL EXCELLENCE.

(C) EFFECTIVE DATE OF THE PERFORMANCE-BASED FUNDING MODEL.-- THE PERFORMANCE-BASED FUNDING MODEL DEVELOPED BY THE COMMISSION SHALL NOT GO INTO EFFECT UNLESS THE MODEL IS APPROVED BY AN ACT OF THE GENERAL ASSEMBLY ENACTED AFTER THE EFFECTIVE DATE OF THIS SECTION.

(D) LEVEL OF STATE FUNDING.--THE GENERAL ASSEMBLY SHALL, THROUGH THE ANNUAL NONPREFERRED APPROPRIATIONS PROCESS, DETERMINE THE LEVEL OF STATE FUNDING FOR A STATE-RELATED UNIVERSITY.

(E) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

"BASE STATE FUNDING." THE MINIMUM AMOUNT OF FUNDING, AS RECOMMENDED BY THE COMMISSION, TO BE APPROPRIATED TO EACH STATE-RELATED UNIVERSITY FOR THE 2023-2024 FISCAL YEAR.

"COMMISSION." THE PUBLIC HIGHER EDUCATION FUNDING COMMISSION ESTABLISHED UNDER SECTION 2001-I.

"INSTITUTIONAL INVESTMENT." A REALLOCATED PERCENTAGE OF THE BASE STATE FUNDING.

"PERFORMANCE-BASED FUNDING INCENTIVE PAYMENT." CONSISTS OF
THE FOLLOWING:

(1) INSTITUTIONAL INVESTMENT.

(2) STATE INVESTMENT FOR EXCELLENCE.

"STATE INVESTMENT FOR EXCELLENCE." AN AMOUNT APPROPRIATED BY
THE GENERAL ASSEMBLY THAT EXCEEDS THE BASE STATE FUNDING AND IS
USED TO REWARD EXCELLENCE AS MEASURED BY THE PERFORMANCE-BASED
FUNDING METRICS DETERMINED BY THE COMMISSION.

"STATE-RELATED UNIVERSITY." THE PENNSYLVANIA STATE
UNIVERSITY, THE UNIVERSITY OF PITTSBURGH AND TEMPLE UNIVERSITY
AND ASSOCIATED BRANCH CAMPUSES.]

SECTION 52. SECTION 2003-I(A) AND (D) OF THE ACT ARE AMENDED
TO READ:

SECTION 2003-I. PROHIBITION ON SCHOLARSHIP DISPLACEMENT AT
PUBLIC INSTITUTIONS OF HIGHER EDUCATION.

(A) GENERAL RULE.--A PUBLIC INSTITUTION OF HIGHER EDUCATION
MAY REDUCE A STUDENT'S INSTITUTIONAL FINANCIAL AID AS A RESULT
OF THE AWARDED OF [PRIVATE] SCHOLARSHIPS TO THE STUDENT ONLY
UNDER THE CIRCUMSTANCES ENUMERATED IN SUBSECTIONS (B) AND (C).

* * *

(D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
THE CONTEXT CLEARLY INDICATES OTHERWISE:

"COST OF ATTENDANCE." THE AVERAGE ANNUAL COST FOR A STUDENT
TO ATTEND A COLLEGE OR UNIVERSITY, INCLUDING TUITION AND FEES,
ROOM AND BOARD, BOOKS, SUPPLIES AND OTHER EXPENSES AND IS USED
TO CALCULATE FINANCIAL AID OF AN ELIGIBLE STUDENT UNDER TITLE IV
OF THE HIGHER EDUCATION ACT OF 1965 (PUBLIC LAW 89-329, 20
U.S.C. § 1070 ET. SEQ.).

"INSTITUTIONAL FINANCIAL AID." THE SUM OF ALL NEED-BASED AND

MERIT-BASED GRANTS, SCHOLARSHIPS, TUITION WAIVERS AND ALL OTHER
FORMS OF FINANCIAL ASSISTANCE PROVIDED TO A STUDENT BY A PUBLIC
INSTITUTION OF HIGHER EDUCATION THAT ARE NOT LOANS OR WORK-STUDY
PROGRAMS.

["PRIVATE SCHOLARSHIP." A SCHOLARSHIP AWARDED BY A BUSINESS,
PRIVATE FOUNDATION, NONPROFIT ORGANIZATION OR SERVICE GROUP.
THE TERM DOES NOT INCLUDE AN AWARD FUNDED BY A PRIVATE
ORGANIZATION WHICH IS AFFILIATED WITH A PUBLIC INSTITUTION OF
HIGHER EDUCATION AND REQUESTS THE PUBLIC INSTITUTION OF HIGHER
EDUCATION'S ASSISTANCE IN SELECTING THE RECIPIENT OF THE AWARD.]

"PUBLIC INSTITUTION OF HIGHER EDUCATION." ANY OF THE
FOLLOWING:

- (1) A COMMUNITY COLLEGE OPERATING UNDER ARTICLE XIX-A.
- (2) A RURAL REGIONAL COLLEGE ESTABLISHED UNDER ARTICLE
XIX-G.
- (3) A UNIVERSITY WITHIN THE STATE SYSTEM OF HIGHER
EDUCATION UNDER ARTICLE XX-A.
- (4) A STATE-RELATED INSTITUTION AS DEFINED IN SECTION
2001-C.
- (5) THE THADDEUS STEVENS COLLEGE OF TECHNOLOGY.
- (6) THE PENNSYLVANIA COLLEGE OF TECHNOLOGY.

"SCHOLARSHIP."

- (1) THE TERM INCLUDES:
 - (I) A SCHOLARSHIP AWARDED BY A BUSINESS, PRIVATE
FOUNDATION, NONPROFIT ORGANIZATION OR SERVICE GROUP.
 - (II) A TUITION WAIVER UNDER SECTION 2022-A.
 - (III) A GRANT UNDER SUBARTICLE D OF ARTICLE XX-L.
- (2) THE TERM DOES NOT INCLUDE AN AWARD FUNDED BY A
PRIVATE ORGANIZATION THAT IS AFFILIATED WITH A PUBLIC
INSTITUTION OF HIGHER EDUCATION AND REQUESTS THE PUBLIC

1 INSTITUTION OF HIGHER EDUCATION'S ASSISTANCE IN SELECTING THE
2 RECIPIENT OF THE AWARD.

3 "STUDENT." AN INDIVIDUAL ENROLLED AT A PUBLIC INSTITUTION OF
4 HIGHER EDUCATION.

5 SECTION 53. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

6 SECTION 2005-I. COOPERATION.

7 (A) INTERINSTITUTIONAL COOPERATION AUTHORIZED.--

8 (1) NOTWITHSTANDING 22 PA.C.S. § 501(C) (RELATING TO
9 APPOINTMENT BY NONPROFIT CORPORATIONS), TWO OR MORE
10 INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION MAY JOINTLY
11 COOPERATE IN THE EXERCISE OR IN THE PERFORMANCE OF THEIR
12 RESPECTIVE FUNCTIONS, POWERS OR RESPONSIBILITIES AS IT
13 RELATES TO UNIVERSITY CAMPUS POLICE OR PUBLIC SAFETY
14 OFFICERS.

15 (2) FOR THE PURPOSE OF CARRYING OUT THIS SECTION, THE
16 INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION COOPERATING TO
17 PROVIDE SHARED CAMPUS POLICE OR PUBLIC SAFETY OFFICERS
18 SERVICES SHALL ENTER INTO ANY JOINT AGREEMENTS AS MAY BE
19 DEEMED APPROPRIATE FOR THOSE PURPOSES.

20 (B) INTERINSTITUTIONAL GOVERNMENTAL COOPERATION.--AN
21 INDEPENDENT INSTITUTION OF HIGHER EDUCATION, BY AN ACT OF ITS
22 GOVERNING BODY, MAY COOPERATE OR AGREE IN THE EXERCISE OF ANY
23 FUNCTION, POWER OR RESPONSIBILITY AS IT RELATES TO UNIVERSITY
24 CAMPUS POLICE OR PUBLIC SAFETY OFFICERS WITH, OR DELEGATE OR
25 TRANSFER ANY FUNCTION, POWER OR RESPONSIBILITY OF ITS UNIVERSITY
26 CAMPUS POLICE OR PUBLIC SAFETY OFFICER TO, ONE OR MORE OTHER
27 INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION.

28 (C) EFFECT OF JOINT COOPERATION AGREEMENTS.--ANY JOINT
29 COOPERATION AGREEMENT SHALL BE DEEMED IN FORCE WHEN THE
30 AGREEMENT HAS BEEN ADOPTED BY RESOLUTION OF THE GOVERNING BODIES

OF ALL COOPERATING INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION.
AFTER ADOPTION BY ALL COOPERATING INDEPENDENT INSTITUTIONS OF
HIGHER EDUCATION, THE AGREEMENT SHALL BE BINDING AND ITS
COVENANTS MAY BE ENFORCED BY APPROPRIATE REMEDY BY ANY ONE OR
MORE OF THE INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION AGAINST
ANY OTHER INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION WHICH IS
A PARTY TO THE AGREEMENT.

(D) RECOGNITION BY COMMONWEALTH DEPARTMENTS AND AGENCIES.--
ALL COMMONWEALTH AGENCIES IN THE PERFORMANCE OF THEIR
ADMINISTRATIVE DUTIES SHALL DEEM A CONSORTIUM-SIMILAR ENTITY
ESTABLISHED BY TWO OR MORE INDEPENDENT INSTITUTIONS OF HIGHER
EDUCATION UNDER THIS SECTION AS A LEGAL ENTITY.

(E) LIMITATIONS.--

(1) ANY JOINT AGREEMENT ENTERED INTO UNDER THE
PROVISIONS OF THIS SECTION SHALL NOT SUPERSEDE, VOID OR
REPLACE ANY LABOR AGREEMENT BETWEEN AN INDEPENDENT
INSTITUTION OF HIGHER EDUCATION AND ITS CAMPUS POLICE OR
PUBLIC SAFETY OFFICERS.

(2) ANY JOINT AGREEMENT ENTERED INTO UNDER THIS SECTION
SHALL NOT BE IN EFFECT DURING ANY LABOR DISPUTE OR LABOR
STRIKE IMPACTING CAMPUS POLICE OR PUBLIC SAFETY OFFICERS FOR
THE INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION SUBJECT TO
THE JOINT AGREEMENT.

(3) ANY JOINT AGREEMENT ENTERED INTO UNDER THIS SECTION
SHALL BECOME NULL AND VOID IF AN INDEPENDENT INSTITUTION OF
HIGHER EDUCATION, SUBJECT TO THE AGREEMENT, REDUCES ITS
CAMPUS POLICE OR PUBLIC SAFETY OFFICER COMPLEMENT BY MORE
THAN 25%.

(F) DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES WHEN USED
IN THIS SUBCHAPTER SHALL THE MEANINGS GIVEN TO THEM IN THIS

1 SECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

2 "COMMONWEALTH AGENCY." A DEPARTMENT, BOARD, COMMISSION OR
3 ANY OTHER AGENCY OR OFFICE OF THE COMMONWEALTH UNDER THE
4 JURISDICTION OF THE GOVERNOR.

5 "INDEPENDENT INSTITUTION OF HIGHER EDUCATION." AN
6 INSTITUTION OF HIGHER EDUCATION OPERATED NOT FOR PROFIT, LOCATED
7 AND INCORPORATED OR CHARTERED BY THE COMMONWEALTH AND ENTITLED
8 TO CONFER DEGREES AS PROVIDED IN 24 PA.C.S. 6505 (RELATING TO
9 POWER TO CONFER DEGREES) AND WHICH APPLIES TO ITSELF THE
10 DESIGNATION "COLLEGE" OR "UNIVERSITY" AS PROVIDED FOR BY THE
11 STANDARDS AND QUALIFICATIONS PRESCRIBED BY THE STATE BOARD OF
12 EDUCATION UNDER 24 PA.C.S. CH. 65 (RELATING TO PRIVATE COLLEGES,
13 UNIVERSITIES AND SEMINARIES).

14 SECTION 2006-I. STATE SCHOLARSHIP RENEWALS.

15 (A) ESTABLISHMENT.--NOTWITHSTANDING THE LIMITS ON
16 SCHOLARSHIP RENEWALS IN SECTION 8(A) OF THE ACT OF JANUARY 25,
17 1966 (1965 P.L.1546, NO.541), REFERRED TO AS THE HIGHER
18 EDUCATION SCHOLARSHIP LAW, THE PENNSYLVANIA HIGHER EDUCATION
19 ASSISTANCE AGENCY SHALL ESTABLISH A THREE-YEAR STATE SCHOLARSHIP
20 EXTENSION PILOT PROGRAM. NO MORE THAN 50 STUDENTS PER YEAR MAY
21 PARTICIPATE IN THE PILOT PROGRAM.

22 (1) INSTITUTIONS OF HIGHER EDUCATION THAT HAVE STUDENTS
23 WHO PARTICIPATE IN THE PILOT PROGRAM MAY RENEW A STATE
24 SCHOLARSHIP BEYOND THE SCHOLARSHIP'S RENEWAL LIMIT IF THE
25 RENEWAL IS MADE PURSUANT TO THE STATE SCHOLARSHIP EXTENSION
26 PILOT PROGRAM, AS AUTHORIZED BY THE BOARD OF DIRECTORS OF THE
27 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY.

28 (2) PARTICIPATING STUDENTS IN THE PILOT PROGRAM AS
29 AUTHORIZED BY THIS SECTION MUST ATTEND AN INSTITUTION OF
30 HIGHER EDUCATION DOMICILED AND HEADQUARTERED IN THIS

1 COMMONWEALTH AS DETERMINED BY THE AGENCY.

2 SECTION 54. SECTION 2011-L(C) (6) OF THE ACT, ADDED JULY 17,
3 2024 (P.L.818, NO.69), IS AMENDED TO READ:

4 SECTION 2011-L. POWERS AND DUTIES OF STATE BOARD OF HIGHER
5 EDUCATION.

6 * * *

7 (C) DUTIES.--THE BOARD SHALL PERFORM ALL DUTIES APPROPRIATE
8 TO CARRY OUT AND EFFECTUATE THE BOARD'S PURPOSES UNDER THIS
9 ARTICLE, INCLUDING, BUT NOT LIMITED TO:

10 * * *

11 [(6) ESTABLISH THE COUNCIL TO CARRY OUT THE PURPOSES OF
12 SUBARTICLE C.]

13 * * *

14 SECTION 55. SECTION 2031-L OF THE ACT IS AMENDED BY ADDING
15 DEFINITIONS TO READ:

16 SECTION 2031-L. DEFINITIONS.

17 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBARTICLE
18 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
19 CONTEXT CLEARLY INDICATES OTHERWISE:

20 "COUNCIL." THE PERFORMANCE-BASED FUNDING COUNCIL ESTABLISHED
21 AND RECONSTITUTED UNDER SECTION 2032-L.

22 "DEPARTMENT." THE DEPARTMENT OF EDUCATION OF THE
23 COMMONWEALTH.

24 "FUND." THE STATE-RELATED UNIVERSITY PERFORMANCE FUND
25 ESTABLISHED UNDER SECTION 2034-L.

26 "HIGH-DEMAND DEGREE." A BACHELOR'S DEGREE THAT IS ALIGNED
27 WITH THE IN-DEMAND OCCUPATIONS IN THE GROW PENNSYLVANIA
28 SCHOLARSHIP GRANT PROGRAM UNDER SUBARTICLE D.

29 "HIGHER EDUCATION PRICE INDEX." THE AVERAGE TOTAL COST OF
30 ATTENDANCE FOR COLLEGES AND UNIVERSITIES NATIONALLY, DETERMINED

1 BY THE COUNCIL IN CONSULTATION WITH THE DEPARTMENT, USING
2 PUBLICLY AVAILABLE DATA, INCLUDING INFORMATION PUBLISHED BY THE
3 COMMONFUND INSTITUTE.

4 "LOW-MATRICULATION HIGH SCHOOL." A PUBLIC HIGH SCHOOL IN
5 THIS COMMONWEALTH DETERMINED TO HAVE A COLLEGE MATRICULATION
6 RATE LESS THAN OR EQUAL TO 40%.

7 "SHORT-TERM WORKFORCE DEMAND PROJECTION." THE SUM OF ALL
8 STATEWIDE SHORT-TERM PROJECTED JOB OPENINGS, AS PUBLISHED BY THE
9 DEPARTMENT OF LABOR AND INDUSTRY, IN OCCUPATIONS THAT REQUIRE AT
10 LEAST A BACHELOR'S DEGREE AND ALIGN WITH THE IN-DEMAND
11 OCCUPATIONS IN THE GROW PENNSYLVANIA SCHOLARSHIP GRANT PROGRAM
12 UNDER SUBARTICLE D.

13 * * *

14 SECTION 56. SECTION 2032-L(A), (C), (D), (E), (I) AND (L) OF
15 THE ACT, ADDED JULY 17, 2024 (P.L.960, NO.90), ARE AMENDED AND
16 THE SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:
17 SECTION 2032-L. PERFORMANCE-BASED FUNDING COUNCIL.

18 (A) PURPOSE.--THE PERFORMANCE-BASED FUNDING COUNCIL [IS
19 ESTABLISHED AND] SHALL [DEVELOP]:

20 (1) DEVELOP A PROCESS TO DISTRIBUTE FUNDING TO THE
21 STATE-RELATED UNIVERSITIES. THE PROCESS SHALL UTILIZE
22 PERFORMANCE-BASED METRICS DESIGNED TO INCREASE DEGREE
23 ATTAINMENT, ENCOURAGE AFFORDABILITY IN HIGHER EDUCATION, MEET
24 WORKFORCE NEEDS AND GROW THE ECONOMY.

25 (2) OVERSEE THE PERFORMANCE-BASED FUNDING FORMULA BY
26 ASSIGNING PERFORMANCE GOALS AND WEIGHTS.

27 (3) MAKE LEGISLATIVE RECOMMENDATIONS TO THE GOVERNOR AND
28 THE GENERAL ASSEMBLY REGARDING THE PERFORMANCE-BASED FUNDING
29 FORMULA.

30 (A.1) ESTABLISHMENT AND RECONSTITUTION.--

1 (1) THE PERFORMANCE-BASED FUNDING COUNCIL IS
2 ESTABLISHED.

3 (2) THE COUNCIL SHALL BE RECONSTITUTED ON THE EFFECTIVE
4 DATE OF THIS SUBSECTION.

5 * * *

6 (C) MEMBERSHIP.--

7 (1) THE COUNCIL SHALL CONSIST OF VOTING MEMBERS
8 APPOINTED UNDER PARAGRAPH (2) AND NONVOTING MEMBERS, WHO
9 SHALL SERVE IN AN ADVISORY ROLE, DESCRIBED UNDER PARAGRAPH
10 (3).

11 (2) THE VOTING MEMBERS OF THE COUNCIL SHALL CONSIST OF
12 THE FOLLOWING MEMBERS [OF THE STATE BOARD OF HIGHER EDUCATION
13 UNDER SECTION 2010-L(C)]:

14 (I) THE SECRETARY OF EDUCATION [APPOINTED UNDER
15 SECTION 2010-L(C) (1)] OR A DESIGNEE WHO IS A DEPUTY
16 SECRETARY OF THE DEPARTMENT.

17 (II) ONE MEMBER OF THE SENATE APPOINTED BY THE
18 PRESIDENT PRO TEMPORE OF THE SENATE [APPOINTED UNDER
19 SECTION 2010-L(C) (3)].

20 (III) ONE MEMBER OF THE SENATE APPOINTED BY THE
21 MINORITY LEADER OF THE SENATE [APPOINTED UNDER SECTION
22 2010-L(C) (4)].

23 (IV) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES
24 APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES
25 [APPOINTED UNDER SECTION 2010-L(C) (5)].

26 (V) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES
27 APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF
28 REPRESENTATIVES [APPOINTED UNDER SECTION 2010-L(C) (6)].

29 (3) THE NONVOTING MEMBERS OF THE COUNCIL SHALL BE:

30 (I) THE PRESIDENT OF THE PENNSYLVANIA STATE

UNIVERSITY OR A DESIGNEE.

(II) THE CHANCELLOR OF THE UNIVERSITY OF PITTSBURGH
OR A DESIGNEE.

(III) THE PRESIDENT OF TEMPLE UNIVERSITY OR A
DESIGNEE.

(C.1) TERM.--VOTING MEMBERS OF THE COUNCIL APPOINTED UNDER
SUBSECTION (C) (2) (II), (III), (IV) AND (V) SHALL SERVE A TERM OF
OFFICE COTERMINOUS WITH THE RESPECTIVE ELECTIVE TERM OF THE
MEMBERS OF THE GENERAL ASSEMBLY. THE SECRETARY OF EDUCATION
SHALL SERVE AS LONG AS THE SECRETARY OF EDUCATION IS IN OFFICE.

(D) CHAIRPERSON.--THE VOTING MEMBERS OF THE COUNCIL SHALL
APPOINT A MEMBER TO SERVE AS THE CHAIRPERSON. THE COUNCIL SHALL
VOTE NOT LATER THAN EVERY 24 MONTHS TO APPOINT A MEMBER TO SERVE
AS CHAIRPERSON.

(E) COUNCIL MEETINGS.--THE MEETINGS OF THE COUNCIL SHALL BE
[HELD BIMONTHLY AND] AT THE CALL OF THE CHAIRPERSON AS NECESSARY
AND SHALL BE CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF 65
PA.C.S. CH. 7 (RELATING TO OPEN MEETINGS).

* * *

(H.1) ADMINISTRATIVE SUPPORT.--THE GENERAL ASSEMBLY AND THE
DEPARTMENT SHALL PROVIDE ADMINISTRATIVE SUPPORT FOR THE COUNCIL.

(I) POWERS AND DUTIES.--THE COUNCIL [SHALL]:

(1) [CONSULT] MAY CONSULT WITH COMMONWEALTH AGENCIES AND
EXPERTS TO ASSIST IN CARRYING OUT THE DUTIES OF THIS SECTION.

(2) [HOLD] MAY HOLD PUBLIC HEARINGS AT [EACH ONE OF THE
STATE-RELATED UNIVERSITIES AND RECEIVE INPUT FROM EXPERTS AND
INTERESTED PARTIES, INCLUDING PARENTS AND STUDENTS.] THE CALL
OF THE CHAIR TO RECEIVE INPUT FROM EXPERTS AND INTERESTED
PARTIES.

(3) [DEVELOP] SHALL DEVELOP RECOMMENDATIONS FOR A

PROCESS THAT UTILIZES PERFORMANCE-BASED METRICS TO DISTRIBUTE FUNDING.

(4) [NO] SHALL, NO LATER THAN [APRIL 30, 2025,] MAY 5, 2025, TRANSMIT THE RECOMMENDATIONS TO THE GOVERNOR, THE BOARD, THE DEPARTMENT AND THE GENERAL ASSEMBLY, INCLUDING DRAFT LEGISLATION TO IMPLEMENT THE PROCESS TO DISTRIBUTE FUNDING.

(5) SHALL ANNUALLY ASSIGN PERFORMANCE GOALS AND WEIGHTS UNDER SECTION 2035-L FOR THE PERFORMANCE-BASED FUNDING FORMULA.

* * *

(L) [DISSOLUTION AND RECONSTITUTION.--

(1) UPON TRANSMITTAL OF THE REPORT UNDER SUBSECTION (I) (4), THE COUNCIL SHALL DISSOLVE UNTIL RECONSTITUTED UNDER PARAGRAPH (2).

(2) THE BOARD SHALL RECONSTITUTE THE COUNCIL EVERY FIVE YEARS TO REEVALUATE THE PERFORMANCE METRICS UTILIZED FOR THE DISTRIBUTION OF FUNDS TO STATE-RELATED UNIVERSITIES.]

(RESERVED).

(M) WORKFORCE OUTCOMES.--

(1) THE DEPARTMENT OF LABOR AND INDUSTRY AND THE DEPARTMENT SHALL DEVELOP AN ANALYSIS ON POSTSECONDARY GRADUATE EMPLOYMENT OUTCOMES FOR STATE-RELATED UNIVERSITIES, INCLUDING EARNINGS AND EMPLOYMENT OUTCOMES FOR GRADUATES BY DEGREE LEVEL, DEGREE MAJOR AND STATE IN WHICH AN INDIVIDUAL IS EMPLOYED.

(2) THE COUNCIL SHALL CONSIDER THE INFORMATION AND ANALYSIS ON POSTSECONDARY GRADUATE EMPLOYMENT OUTCOMES AS PART OF FUTURE RECOMMENDATIONS BY THE COUNCIL RELATING TO IMPROVEMENT AND AFFORDABILITY UNDER SECTION 2035-L(F).

SECTION 57. SECTION 2033-L OF THE ACT, ADDED JULY 17, 2024
(P.L.960, NO.90), IS AMENDED TO READ:

SECTION 2033-L. PUBLIC INSTITUTION OF HIGHER EDUCATION
REPORTING.

(A) REQUIREMENTS.--NOTWITHSTANDING ANY OTHER PROVISION OF
LAW, THE FOLLOWING INFORMATION SHALL BE REPORTED, INCLUDING
DISAGGREGATED DATA SETS FOR RESIDENT STUDENTS, NONRESIDENT
STUDENTS, UNDERGRADUATE STUDENTS AND GRADUATE STUDENTS, TO THE
DEPARTMENT BY PUBLIC INSTITUTIONS OF HIGHER EDUCATION:

(1) STUDENT ENROLLMENT[, INCLUDING IN-STATE AND OUT-OF-
STATE STUDENTS,] DISAGGREGATED BY DEMOGRAPHICS, ENROLLMENT
STATUS AND DEGREE TYPE [AND LEVEL].

(2) STUDENTS REACHING 30, 60, 90 AND 120 CREDIT HOUR
THRESHOLDS.

(3) STUDENTS COMPLETING CREDENTIALS, INCLUDING
CREDENTIALS ALIGNED TO HIGH-PRIORITY OCCUPATIONS.

(4) STUDENTS INCLUDED IN PRIORITY POPULATIONS, INCLUDING
LOW-INCOME STUDENTS, UNDERREPRESENTED MINORITY STUDENTS AND
ACADEMICALLY UNPREPARED STUDENTS.

(4.1) FOR STATE-RELATED UNIVERSITIES, PERFORMANCE
METRICS DATA UNDER SECTION 2034-L.

(5) ANY OTHER DATA REQUIRED BY THE DEPARTMENT, INCLUDING
DATA RELATED TO THE METRICS UNDER SECTION 2032-L.

(B) TRANSMITTAL.--

(1) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL
REPORT INFORMATION REQUIRED UNDER THIS SECTION TO THE
DEPARTMENT IN A MANNER AND FORM PRESCRIBED BY THE DEPARTMENT.

(2) EACH STATE-RELATED UNIVERSITY SHALL ANNUALLY
TRANSMIT DATA TO THE DEPARTMENT NO LATER THAN MARCH 1, 2026,
AND EACH FEBRUARY 1 THEREAFTER. THE DEPARTMENT SHALL TRANSMIT

1 DATA TO THE COUNCIL IN A TIMELY MANNER.

2 (C) SUBMISSION.--THE SYSTEM MAY SUBMIT THE INFORMATION
3 REQUIRED UNDER THIS SECTION ON BEHALF OF THE STATE-OWNED
4 UNIVERSITIES.

5 (D) EXCLUSION.--THE PROVISIONS OF SECTION 118 SHALL NOT
6 APPLY TO ANY DATA REQUIRED UNDER THIS SECTION.

7 (E) DATA SHARING.--

8 (1) THE DEPARTMENT MAY SHARE DATA COLLECTED UNDER THIS
9 SECTION WITH THE BOARD [~~AND THE COUNCIL~~].

10 (2) THE DEPARTMENT SHALL SHARE DATA COLLECTED UNDER THIS
11 SECTION WITH THE COUNCIL.

12 (3) THE FOLLOWING SHALL APPLY TO CONFIDENTIAL DATA
13 SHARED UNDER THIS SUBSECTION:

14 (I) WITHIN 120 DAYS OF THE EFFECTIVE DATE OF THIS
15 SUBPARAGRAPH, THE DEPARTMENT SHALL ENTER INTO A DATA USE
16 AGREEMENT WITH THE COUNCIL. THE DATA USE AGREEMENT SHALL
17 INCLUDE TERMS TO ENSURE THAT THE DATA IS KEPT
18 CONFIDENTIAL AND SECURE AND REMAIN CONFIDENTIAL IN
19 ACCORDANCE WITH THE FAMILY EDUCATIONAL RIGHTS AND PRIVACY
20 ACT OF 1974 (PUBLIC LAW 90-247, 20 U.S.C. § 1232G) AND
21 OTHER APPLICABLE LAWS GOVERNING DATA SHARING.

22 (II) THE DEPARTMENT SHALL ENTER INTO A DATA USE
23 AGREEMENT WITH THE BOARD PRIOR TO SHARING DATA UNDER
24 PARAGRAPH (1) AND INCLUDE THE SAME TERMS IN SUBPARAGRAPH
25 (I).

26 (III) THE DEPARTMENT MAY UTILIZE A DISCLOSURE METHOD
27 TO PROTECT STUDENT PRIVACY TO PREVENT THE IDENTIFICATION
28 OF STUDENTS.

29 (F) DEFINITION.--AS USED IN THIS SECTION, THE TERM "STUDENT"
30 MEANS AN INDIVIDUAL WHO ATTENDS AN INSTITUTION OF HIGHER

1 EDUCATION, WHETHER ENROLLED ON A FULL-TIME, PART-TIME, DEGREE-
2 SEEKING, NON-DEGREE-SEEKING, CREDIT OR NONCREDIT BASIS.

3 (G) CONSTRUCTION.--NOTHING IN THE SECTION SHALL BE CONSTRUED
4 TO LIMIT THE OBLIGATIONS OF A STATE-RELATED UNIVERSITY TO
5 PROVIDE DATA OR OTHER INFORMATION TO THE DEPARTMENT OR THE
6 GENERAL ASSEMBLY AS REQUIRED BY LAW.

7 SECTION 58. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:
8 SECTION 2034-L. STATE-RELATED UNIVERSITY PERFORMANCE FUND.

9 (A) ESTABLISHMENT.--THE STATE-RELATED UNIVERSITY PERFORMANCE
10 FUND IS ESTABLISHED IN THE STATE TREASURY.

11 (B) COMPOSITION.--THE FUND SHALL CONSIST OF MONEY
12 APPROPRIATED OR TRANSFERRED TO THE FUND AND ALL INTEREST
13 EARNINGS RECEIVED FROM INVESTMENT OF MONEY IN THE FUND.

14 (C) APPROPRIATIONS.--MONEY IN THE FUND SHALL NOT BE
15 APPROPRIATED EXCEPT IN ACCORDANCE WITH SECTION 30 OF ARTICLE III
16 OF THE CONSTITUTION OF PENNSYLVANIA.

17 (D) PAYMENTS.--THE COMMONWEALTH SHALL PAY, ON AN EQUAL
18 MONTHLY BASIS DURING THE FISCAL YEAR, MONEY FROM THE FUND AS
19 PROVIDED UNDER SUBSECTION (C) TO EACH STATE-RELATED UNIVERSITY
20 IN THE AMOUNT CALCULATED UNDER SECTION 2035-L FOR THAT FISCAL
21 YEAR.

22 (E) REMAINING BALANCE.--ANY AVAILABLE BALANCE IN THE FUND
23 NOT AWARDED BY THE ALLOCATION UNDER SECTION 2035-L DURING A
24 FISCAL YEAR MAY NOT BE EXPENDED IN THAT FISCAL YEAR BUT SHALL
25 REMAIN IN THE FUND FOR APPROPRIATION UNDER SUBSECTION (C) IN A
26 SUBSEQUENT FISCAL YEAR.

27 SECTION 2035-L. PERFORMANCE-BASED FUNDING FORMULA.

28 (A) FINDINGS AND DECLARATIONS.--THE GENERAL ASSEMBLY FINDS
29 AND DECLARES THAT THE PERFORMANCE-BASED FUNDING FORMULA IS THE
30 RESULT OF THE WORK OF THE COUNCIL.

1 (B) STUDENT-WEIGHTED COUNT.--

2 (1) NO LATER THAN JUNE 1, 2026, AND EACH JUNE 1
3 THEREAFTER, THE COUNCIL SHALL ASSIGN WEIGHTS TO THE FOLLOWING
4 CATEGORIES OF IN-STATE STUDENTS IN A STATE-RELATED
5 UNIVERSITY:

6 (I) FULL-TIME, FALL UNDERGRADUATE STUDENTS.

7 (II) STUDENTS WHO HAVE RECEIVED A PELL GRANT.

8 (III) STUDENTS WHO TRANSFERRED FROM A COMMUNITY
9 COLLEGE.

10 (IV) STUDENTS FROM A LOW-MATRICULATION HIGH SCHOOL.

11 (V) STUDENTS WHO EARNED A HIGH-DEMAND DEGREE.

12 (VI) STUDENTS WHO HAVE EARNED 60 CREDITS BY THE
13 START OF THEIR THIRD YEAR.

14 (2) USING THE CATEGORIES OF STUDENTS AND THE WEIGHTS
15 ASSIGNED BY THE COUNCIL UNDER PARAGRAPH (1), THE DEPARTMENT
16 SHALL ANNUALLY CALCULATE THE STUDENT-WEIGHTED COUNT USING THE
17 MOST RECENT DATA AVAILABLE FOR EACH STATE-RELATED UNIVERSITY.

18 (C) MAXIMUM PERFORMANCE ALLOCATION.--

19 (1) NO LATER THAN JUNE 1, 2026, AND EACH JUNE 1
20 THEREAFTER, THE COUNCIL SHALL ASSIGN:

21 (I) A PROPORTION BETWEEN 0 AND 1 OF THE MAXIMUM
22 ALLOCATION THAT IS BASED UPON AN EQUAL SHARE BETWEEN EACH
23 STATE-RELATED UNIVERSITY.

24 (II) A PROPORTION BETWEEN 0 AND 1 OF THE MAXIMUM
25 ALLOCATION THAT IS BASED UPON EACH STATE-RELATED
26 UNIVERSITY'S SHARE OF THE TOTAL STUDENT-WEIGHTED COUNT
27 DETERMINED UNDER SUBSECTION (B) (2).

28 (III) THE SUM OF THE ASSIGNED PROPORTIONS UNDER
29 SUBPARAGRAPHS (I) AND (II) SHALL EQUAL 1.

30 (2) THE DEPARTMENT SHALL ANNUALLY CALCULATE THE MAXIMUM

PERFORMANCE ALLOCATION FOR EACH STATE-RELATED UNIVERSITY AS
FOLLOWS:

(I) MULTIPLY THE AMOUNT AVAILABLE IN THE FUND BY
0.95.

(II) MULTIPLY THE PRODUCT DETERMINED IN SUBPARAGRAPH
(I) BY THE PROPORTION DETERMINED UNDER PARAGRAPH (1) (II).

(III) DIVIDE THE STATE-RELATED UNIVERSITY'S STUDENT-
WEIGHTED COUNT CALCULATED UNDER SUBSECTION (B) (2) BY THE
SUM OF THE STUDENT-WEIGHTED COUNT FOR ALL STATE-RELATED
UNIVERSITIES CALCULATED UNDER SUBSECTION (B) (2).

(IV) MULTIPLY THE PRODUCT DETERMINED UNDER
SUBPARAGRAPH (II) BY THE QUOTIENT DETERMINED UNDER
SUBPARAGRAPH (III).

(V) MULTIPLY ONE-THIRD BY THE PROPORTION DETERMINED
UNDER PARAGRAPH (1) (I).

(VI) MULTIPLY THE PRODUCT IN SUBPARAGRAPH (I) BY THE
PRODUCT IN SUBPARAGRAPH (V).

(VII) ADD THE PRODUCTS IN SUBPARAGRAPHS (IV) AND
(VI).

(D) PERFORMANCE METRICS AND GOALS.--

(1) THE STATE-RELATED UNIVERSITY'S PERFORMANCE
ALLOCATION UNDER SUBSECTION (E) SHALL BE CALCULATED BASED ON
PERFORMANCE ACROSS THE FOLLOWING METRICS:

(I) FOUR-YEAR GRADUATION RATES FOR IN-STATE,
UNDERGRADUATE STUDENTS.

(II) SIX-YEAR GRADUATION RATES FOR IN-STATE,
UNDERGRADUATE STUDENTS.

(III) SIX-YEAR GRADUATION RATES FOR IN-STATE, PELL-
GRANT-RECIPIENT UNDERGRADUATE STUDENTS.

(IV) HIGH-DEMAND DEGREE PRODUCTION FOR IN-STATE

1 UNDERGRADUATE STUDENTS.

2 (2) NO LATER THAN JUNE 1, 2026, AND EACH JUNE 1
3 THEREAFTER, THE COUNCIL SHALL ASSIGN WEIGHTS TO EACH OF THE
4 PERFORMANCE METRICS UNDER PARAGRAPH (1) FOR THE PURPOSE OF
5 CALCULATING EACH STATE-RELATED UNIVERSITY'S PROGRESS TOWARDS
6 THE STATE-RELATED UNIVERSITY'S GOAL.

7 (3) NO LATER THAN JUNE 1, 2026, AND EACH JUNE 1
8 THEREAFTER, THE COUNCIL SHALL ADOPT A GOAL RATE FOR EACH
9 PERFORMANCE METRIC UNDER PARAGRAPH (1).

10 (4) THE HIGH-DEMAND DEGREE PRODUCTION GOAL FOR EACH
11 STATE-RELATED UNIVERSITY SHALL BE ASSIGNED BY THE COUNCIL AS
12 FOLLOWS:

13 (I) A HIGH-DEMAND DEGREE PRODUCTION TARGET RATE
14 SHALL BE DETERMINED AS A PROPORTION BETWEEN 0 AND 1.

15 (II) DIVIDE A STATE-RELATED UNIVERSITY'S TOTAL
16 BACHELOR'S DEGREES AWARDED FOR THE MOST RECENT YEAR
17 AVAILABLE BY THE STATEWIDE BACHELOR'S DEGREES AWARDED FOR
18 THE MOST RECENT YEAR AVAILABLE.

19 (III) MULTIPLY THE QUOTIENT IN SUBPARAGRAPH (II) BY
20 THE SHORT-TERM WORKFORCE DEMAND PROJECTION.

21 (IV) MULTIPLY THE PRODUCT IN SUBPARAGRAPH (III) BY
22 THE PROPORTION IN SUBPARAGRAPH (I).

23 (E) PERFORMANCE ALLOCATION.--

24 (1) THE DEPARTMENT SHALL CALCULATE THE PROGRESS TOWARD
25 THE GOAL FOR EACH STATE-RELATED UNIVERSITY AS FOLLOWS:

26 (I) FOR THE PERFORMANCE METRICS IN SUBSECTION (D) (1)
27 (I), (II) AND (III), DIVIDE THE CURRENT RATE OF EACH
28 METRIC FOR THE MOST RECENT YEAR AVAILABLE BY EACH
29 METRIC'S RESPECTIVE GOAL RATE AS DETERMINED IN SUBSECTION
30 (D) (3).

1 (II) FOR THE METRIC IN SUBSECTION (D) (1) (IV), DIVIDE
2 THE NUMBER OF HIGH-DEMAND DEGREES FOR THE MOST RECENT
3 YEAR AVAILABLE BY THE PRODUCT IN SUBSECTION (D) (4) (IV).

4 (III) CALCULATE THE AVERAGE OF THE QUOTIENTS IN
5 SUBPARAGRAPHS (I) AND (II).

6 (2) THE DEPARTMENT SHALL CALCULATE THE PERFORMANCE
7 ALLOCATION FOR EACH STATE-RELATED UNIVERSITY BY MULTIPLYING
8 THE STATE-RELATED UNIVERSITY'S MAXIMUM PERFORMANCE ALLOCATION
9 DETERMINED UNDER SUBSECTION (C) (2) BY THE STATE-RELATED
10 UNIVERSITY'S PROGRESS TOWARD THE GOAL DETERMINED UNDER
11 PARAGRAPH (1).

12 (F) IMPROVEMENT AND AFFORDABILITY ALLOCATION.--

13 (1) THE DEPARTMENT SHALL ANNUALLY CALCULATE THE TOTAL
14 AMOUNT AVAILABLE FOR THE IMPROVEMENT AND AFFORDABILITY
15 ALLOCATION BY MULTIPLYING THE AMOUNT IN THE FUND BY 0.05.

16 (2) THE DEPARTMENT SHALL ANNUALLY CALCULATE AN
17 IMPROVEMENT BONUS FOR EACH STATE-RELATED UNIVERSITY AS
18 FOLLOWS:

19 (I) ADD THE POSITIVE PERCENTAGE POINT INCREASES IN
20 THE RATES OF THE PERFORMANCE METRICS IN SUBSECTION (D) (1)
21 (I), (II) AND (III) FROM THE MOST RECENT YEAR OF DATA
22 AVAILABLE COMPARED TO THE PRIOR YEAR.

23 (II) SUBTRACT THE HIGH-DEMAND DEGREES AWARDED FOR
24 THE PRIOR YEAR FROM THE HIGH-DEMAND DEGREES AWARDED FOR
25 THE MOST RECENT YEAR DATA IS AVAILABLE.

26 (III) DIVIDE THE DIFFERENCE IN SUBPARAGRAPH (II) BY
27 THE HIGH-DEMAND DEGREES AWARDED FOR THE PRIOR YEAR.

28 (IV) DETERMINE THE GREATER OF THE QUOTIENT FOUND IN
29 SUBPARAGRAPH (III) OR ZERO.

30 (V) ADD THE AMOUNTS IN SUBPARAGRAPHS (I) AND (IV).

1 (3) NO LATER THAN JUNE 1, 2026, AND EACH JUNE 1
2 THEREAFTER, THE COUNCIL SHALL ANNUALLY ASSIGN A PERCENTAGE
3 POINT AFFORDABILITY BONUS FOR EACH STATE-RELATED UNIVERSITY
4 ON THE BASIS THAT THE STATE-RELATED UNIVERSITY MAINTAINS THE
5 PERCENTAGE INCREASE IN THEIR TOTAL COST OF ATTENDANCE FOR THE
6 CURRENT YEAR OVER THE PRIOR YEAR BY AN AMOUNT LESS THAN THE
7 PERCENTAGE INCREASE IN THE HIGHER EDUCATION PRICE INDEX FOR
8 THE MOST RECENT YEAR AVAILABLE.

9 (4) THE IMPROVEMENT AND AFFORDABILITY ALLOCATION FOR
10 EACH STATE-RELATED UNIVERSITY SHALL BE CALCULATED BY THE
11 DEPARTMENT AS FOLLOWS:

12 (I) ADD THE AMOUNTS IN PARAGRAPH (2) (V) FOR EACH
13 STATE-RELATED UNIVERSITY.

14 (II) ADD THE AMOUNTS IN PARAGRAPH (3) FOR EACH
15 STATE-RELATED UNIVERSITY.

16 (III) ADD THE SUMS IN SUBPARAGRAPHS (I) AND (II).

17 (IV) ADD THE SUM IN PARAGRAPH (2) (V) FOR THE STATE-
18 RELATED UNIVERSITY TO THE AMOUNT IN PARAGRAPH (3) FOR THE
19 STATE-RELATED UNIVERSITY.

20 (V) DIVIDE THE SUM IN SUBPARAGRAPH (IV) FOR THE
21 STATE-RELATED UNIVERSITY BY THE SUM IN SUBPARAGRAPH
22 (III).

23 (VI) MULTIPLY THE QUOTIENT IN SUBPARAGRAPH (V) BY
24 THE AMOUNT AVAILABLE FOR THE IMPROVEMENT AND
25 AFFORDABILITY ALLOCATION UNDER PARAGRAPH (1).

26 SECTION 2036-L. PUBLIC ACCOUNTABILITY.

27 (A) GOALS AND WEIGHTS.--AFTER THE COUNCIL ASSIGNS THE
28 PERFORMANCE GOALS AND WEIGHTS UNDER SECTION 2035-L, THE CHAIR OF
29 THE COUNCIL SHALL TRANSMIT THE PERFORMANCE GOALS AND WEIGHTS TO
30 THE LEGISLATIVE REFERENCE BUREAU FOR PUBLICATION IN THE NEXT

1 AVAILABLE ISSUE OF THE PENNSYLVANIA BULLETIN.

2 (B) PUBLIC POSTING.--THE DEPARTMENT AND EACH STATE-RELATED
3 UNIVERSITY SHALL POST ON THE PUBLICLY ACCESSIBLE INTERNET
4 WEBSITE OF THE DEPARTMENT AND EACH STATE-RELATED UNIVERSITY THE
5 FOLLOWING:

6 (1) THE CURRENT YEAR DATA FOR EACH OF THE METRICS
7 INCLUDED IN THE STUDENT-WEIGHTED COUNT AND EACH METRIC
8 INCLUDED AS PERFORMANCE METRIC UNDER SECTION 2035-L.

9 (2) THE PERFORMANCE GOALS AND WEIGHTS ASSIGNED BY THE
10 COUNCIL AND PUBLISHED IN THE PENNSYLVANIA BULLETIN FOR THE
11 PERFORMANCE METRICS.

12 SECTION 59. SECTION 2052-L(2), (4)(V)(B) AND (C) AND (5) OF
13 THE ACT, ADDED JULY 17, 2024 (P.L.945, NO.89), ARE AMENDED AND
14 THE SECTION IS AMENDED BY ADDING A PARAGRAPH TO READ:
15 SECTION 2052-L. AGENCY DUTIES.

16 THE AGENCY SHALL:

17 * * *

18 (2) USE MONEY APPROPRIATED FOR THE PURPOSE OF AWARDING
19 GRANTS[.], EXCEPT THAT THE AGENCY MAY USE UP TO 5% OF MONEY
20 APPROPRIATED FOR THE PURPOSE OF ADMINISTRATING, IMPLEMENTING
21 AND SERVICING COSTS ASSOCIATED WITH THE PROGRAM.

22 * * *

23 (4) ESTABLISH ELIGIBILITY CRITERIA IN ORDER FOR A
24 STUDENT TO RECEIVE A GRANT. THE CRITERIA SHALL, AT A MINIMUM,
25 INCLUDE THAT A STUDENT MUST:

26 * * *

27 (V) ENTER INTO A WRITTEN AGREEMENT WITH THE AGENCY
28 TO:

29 * * *

30 (B) [COMMENCE] RESIDE AND COMMENCE EMPLOYMENT IN

1 THIS COMMONWEALTH WITHIN ONE YEAR AFTER COMPLETION OF
2 AN APPROVED COURSE OF STUDY CULMINATING IN A
3 BACHELOR'S OR ASSOCIATE'S DEGREE. THE EMPLOYMENT MUST
4 BE IN AN IN-DEMAND OCCUPATION, AS DETERMINED BY THE
5 AGENCY, FOR A PERIOD OF 12 MONTHS FOR EACH ACADEMIC
6 YEAR THE STUDENT RECEIVED A GRANT, UNLESS THE AGENCY
7 DETERMINES THAT THERE ARE EXTENUATING CIRCUMSTANCES.
8 IF THE AGENCY DETERMINES THAT THERE ARE NO
9 EXTENUATING CIRCUMSTANCES, RESIDENCY AND EMPLOYMENT
10 IN THIS COMMONWEALTH MUST BE MAINTAINED FOR THE
11 DURATION OF THE QUALIFYING EMPLOYMENT.

12 (C) REIMBURSE THE COMMONWEALTH THE AGGREGATE
13 AMOUNT OF A SCHOLARSHIP, INCLUDING INTEREST, RECEIVED
14 UNDER THIS SUBARTICLE IF THE STUDENT FAILS TO COMPLY
15 WITH CLAUSES (A) AND (B). FOR A STUDENT WHO PARTIALLY
16 SATISFIES THE WORK REQUIREMENT, THE AGENCY SHALL
17 PRORATE THE REQUIRED REIMBURSEMENT.

18 (5) MONITOR AND VERIFY A STUDENT'S COMPLIANCE WITH THE
19 AGREEMENT AND ENFORCE LOAN REPAYMENT OF ALL GRANTS FOR A
20 STUDENT WHO DOES NOT COMPLY WITH THE PROVISIONS OF THIS
21 SECTION, INCLUDING USE OF ALL LAWFUL COLLECTION PROCEDURES.
22 NOTHING UNDER THIS PARAGRAPH SHALL BE CONSTRUED TO REQUIRE AN
23 INSTITUTION OF HIGHER EDUCATION TO ENFORCE ANY PROVISION OF
24 THIS SUBARTICLE RELATING TO REPAYMENT OF FUNDS FOR FAILURE TO
25 COMPLY WITH THE PROVISIONS OF THIS SECTION.

26 * * *

27 (7) NOT CHARGE MORE THAN THE THREE-MONTH U.S. TREASURY
28 BILL RATE FOR INTEREST ON ANY REPAYMENT UNDER PARAGRAPH (4)
29 (V) (C) .

30 SECTION 60. SECTIONS 2054-L, 2062-L INTRODUCTORY PARAGRAPH

1 AND 2204-B(B) (1) OF THE ACT, AMENDED OR ADDED JULY 17, 2024
2 (P.L.945, NO.89), ARE AMENDED TO READ:
3 SECTION 2054-L. GRANT PRIORITY.

4 THE AGENCY SHALL:

5 (1) ESTABLISH A PROCESS FOR ACCEPTING AND REVIEWING
6 APPLICATIONS. THE PROCESS SHALL ENSURE APPLICATIONS WHICH
7 MEET THE ELIGIBILITY CRITERIA AND ARE COMPLETE WILL BE
8 AWARDED IN THE ORDER RECEIVED BY THE AGENCY. [THE FOLLOWING
9 SHALL APPLY:

10 (I) FOR THE 2024-2025 SCHOOL YEAR, APPLICATIONS
11 SHALL OPEN NO EARLIER THAN SEPTEMBER 15.

12 (II) FOR THE 2025-2026 SCHOOL YEAR AND EACH SCHOOL
13 YEAR THEREAFTER, APPLICATIONS SHALL OPEN AS FOLLOWS:

14 (A) FOR THE SPRING TERM, NO EARLIER THAN
15 SEPTEMBER 15.

16 (B) FOR THE FALL TERM, NO EARLIER THAN FEBRUARY
17 15.]

18 (2) GIVE RENEWAL APPLICANTS THE OPPORTUNITY OF FIRST
19 PRIORITY IN AWARDING GRANTS FOR THEIR RENEWAL APPLICATIONS.
20 SECTION 2062-L. REPORT.

21 THE AGENCY SHALL PREPARE AND SUBMIT TO THE GOVERNOR, THE
22 GENERAL ASSEMBLY AND THE SECRETARY OF EDUCATION[, NO LATER THAN
23 DECEMBER 31, 2025, AND EACH DECEMBER 31 THEREAFTER, A] AN ANNUAL
24 REPORT DETAILING THE OPERATION OF THE PROGRAM EACH YEAR. THE
25 REPORT SHALL, AT A MINIMUM, INCLUDE:

26 * * *

27 SECTION 2204-B. AGENCY.

28 * * *

29 (B) ELIGIBILITY CRITERIA.--THE ELIGIBILITY CRITERIA
30 DEVELOPED FOR THE RECEIPT OF A SCHOLARSHIP UNDER SUBSECTION (A)

1 SHALL, AT A MINIMUM, REQUIRE ALL OF THE FOLLOWING:

2 (1) TOTAL ANNUAL HOUSEHOLD INCOME NOT TO EXCEED
3 [\$175,000] \$200,000. WITH EACH NEW AWARD YEAR, THE AGENCY MAY
4 ANNUALLY ADJUST THE TOTAL ANNUAL HOUSEHOLD INCOME THRESHOLD
5 UNDER THIS PARAGRAPH TO REFLECT ANY UPWARD CHANGES IN THE
6 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS (CPI-U) FOR THE
7 PENNSYLVANIA, NEW JERSEY, DELAWARE AND MARYLAND AREA.

8 * * *

9 SECTION 61. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
10 SECTION 2329. STATE AID FOR FISCAL YEAR 2025-2026.

11 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY,
12 EACH LIBRARY SUBJECT TO 24 PA.C.S. CH. 93 (RELATING TO PUBLIC
13 LIBRARY CODE) SHALL BE ELIGIBLE FOR STATE AID FOR FISCAL YEAR
14 2025-2026 AS FOLLOWS:

15 (1) FUNDS APPROPRIATED FOR LIBRARIES SHALL BE
16 DISTRIBUTED TO EACH LIBRARY UNDER THE FOLLOWING FORMULA:

17 (I) DIVIDE THE SUM OF THE AMOUNT OF FUNDING THE
18 LIBRARY RECEIVED IN FISCAL YEAR 2024-2025 UNDER SECTION
19 2328 BY THE TOTAL STATE-AID SUBSIDY FOR FISCAL YEAR 2024-
20 2025.

21 (II) MULTIPLY THE QUOTIENT UNDER SUBPARAGRAPH (I) BY
22 THE TOTAL STATE-AID SUBSIDY FOR FISCAL YEAR 2025-2026.

23 (2) FOLLOWING DISTRIBUTION OF FUNDS APPROPRIATED FOR
24 STATE AID TO LIBRARIES UNDER PARAGRAPH (1), ANY REMAINING
25 FUNDS MAY BE DISTRIBUTED AT THE DISCRETION OF THE STATE
26 LIBRARIAN.

27 (3) IF FUNDS APPROPRIATED FOR STATE AID TO LIBRARIES IN
28 FISCAL YEAR 2025-2026 ARE LESS THAN FUNDS APPROPRIATED IN
29 FISCAL YEAR 2002-2003, ADJUSTED FOR INFLATION ACCORDING TO
30 THE CONSUMER PRICE INDEX, THE STATE LIBRARIAN MAY WAIVE

1 STANDARDS AS PRESCRIBED IN 24 PA.C.S. CH. 93.

2 (4) EACH LIBRARY SYSTEM RECEIVING STATE AID UNDER THIS
3 SECTION MAY DISTRIBUTE THE LOCAL LIBRARY SHARE OF THAT AID IN
4 A MANNER AS DETERMINED BY THE BOARD OF DIRECTORS OF THE
5 LIBRARY SYSTEM.

6 (5) IN THE CASE OF A LIBRARY SYSTEM THAT CONTAINS A
7 LIBRARY OPERATING IN A CITY OF THE SECOND CLASS, CHANGES TO
8 THE DISTRIBUTION OF STATE AID TO THE LIBRARY SHALL BE MADE BY
9 MUTUAL AGREEMENT BETWEEN THE LIBRARY AND THE LIBRARY SYSTEM.

10 (6) IN THE EVENT OF A CHANGE IN DISTRICT LIBRARY CENTER
11 POPULATION PRIOR TO THE EFFECTIVE DATE OF THIS SECTION AS A
12 RESULT OF:

13 (I) A CITY, BOROUGH, TOWN, TOWNSHIP, SCHOOL DISTRICT
14 OR COUNTY MOVING FROM ONE LIBRARY CENTER TO ANOTHER; OR

15 (II) A TRANSFER OF DISTRICT LIBRARY CENTER STATUS TO
16 A COUNTY LIBRARY SYSTEM; FUNDING OF DISTRICT LIBRARY
17 CENTER AID SHALL BE PAID BASED ON THE POPULATION OF THE
18 NEWLY ESTABLISHED OR RECONFIGURED DISTRICT LIBRARY
19 CENTER.

20 (7) IN THE EVENT OF A CHANGE IN DIRECT SERVICE AREA FROM
21 ONE LIBRARY TO ANOTHER, THE STATE LIBRARIAN, UPON AGREEMENT
22 OF THE AFFECTED LIBRARIES, MAY REDISTRIBUTE THE LOCAL LIBRARY
23 SHARE OF AID TO THE LIBRARY CURRENTLY SERVICING THE AREA.

24 SECTION 62. SECTION 2502.56(B) (2) (II) OF THE ACT, ADDED JULY
25 11, 2024 (P.L.618, NO.55), IS AMENDED AND THE SECTION IS AMENDED
26 BY ADDING A SUBSECTION TO READ:

27 SECTION 2502.56. STUDENT-WEIGHTED BASIC EDUCATION FUNDING
28 BEGINNING WITH 2023-2024 SCHOOL YEAR.--* * *

29 (B) FOR THE 2023-2024 SCHOOL YEAR AND EACH SCHOOL YEAR
30 THEREAFTER, THE COMMONWEALTH SHALL PAY TO EACH SCHOOL DISTRICT A

BASIC EDUCATION FUNDING ALLOCATION WHICH SHALL CONSIST OF THE
FOLLOWING:

* * *

(2) A STUDENT-BASED ALLOCATION TO BE CALCULATED AS FOLLOWS:

* * *

(II) MULTIPLY THE PRODUCT IN SUBPARAGRAPH (I) BY THE
DIFFERENCE BETWEEN THE AMOUNT APPROPRIATED FOR THE ALLOCATION OF
BASIC EDUCATION FUNDING TO SCHOOL DISTRICTS AND THE SUM OF THE
AMOUNTS APPROPRIATED FOR THE ALLOCATION IN PARAGRAPH (1) AND
[SUBSECTION (C)] SUBSECTIONS (C) AND (C.1).

* * *

(C.1) FOR THE 2024-2025 SCHOOL YEAR, THE COMMONWEALTH SHALL
PAY AN AMOUNT EQUAL TO FIVE MILLION DOLLARS (\$5,000,000) TO A
SCHOOL DISTRICT LOCATED IN A COUNTY OF THE SECOND CLASS A WITH A
2021-2022 ADJUSTED AVERAGE DAILY MEMBERSHIP GREATER THAN 5,590
AND LESS THAN 5,595 AND A 2021-2022 CURRENT EXPENDITURE OF LESS
THAN ONE HUNDRED TEN MILLION DOLLARS (\$110,000,000). PAYMENTS
UNDER THIS SUBSECTION SHALL BE DEEMED TO BE PART OF THE SCHOOL
DISTRICT'S ALLOCATION AMOUNT UNDER SUBSECTION (B) (1) FOR THE
IMMEDIATELY SUCCEEDING SCHOOL YEAR AND EACH SCHOOL YEAR
THEREAFTER.

* * *

SECTION 63. SECTION 2509.8 OF THE ACT IS AMENDED BY ADDING A
SUBSECTION TO READ:

SECTION 2509.8. EXTRAORDINARY SPECIAL EDUCATION PROGRAM
EXPENSES.--* * *

(G) FOR THE 2025-2026 SCHOOL YEAR, AN AMOUNT EQUAL TO FIVE
MILLION DOLLARS (\$5,000,000) FROM UNCOMMITTED, UNEXPENDED FUNDS
AVAILABLE IN THE SPECIAL EDUCATION APPROPRIATION SHALL BE
DISTRIBUTED TO CHARTER SCHOOLS ESTABLISHED UNDER SECTION 1717-A

1 IN A SCHOOL DISTRICT OF THE FIRST CLASS FOR EXTRAORDINARY
2 EXPENSES INCURRED IN PROVIDING A SPECIAL EDUCATION PROGRAM OR
3 SERVICE TO ONE OR MORE STUDENTS WITH DISABILITIES AS APPROVED BY
4 THE SECRETARY OF EDUCATION. THE FOLLOWING SHALL APPLY:

5 (1) THE EXTRAORDINARY EXPENSES SHALL BE CALCULATED IN
6 ACCORDANCE WITH SECTION 1372(8)(VI).

7 (2) THE PROVISIONS OF SUBSECTIONS (C) AND (F)(II) AND (III)
8 SHALL APPLY TO MONEY DISTRIBUTED UNDER THIS SUBSECTION.

9 SECTION 64. SECTION 2510.3(A)(2) OF THE ACT, AMENDED JULY
10 11, 2024 (P.L.618, NO.55), IS AMENDED TO READ:

11 SECTION 2510.3. ASSISTANCE TO SCHOOL DISTRICTS DECLARED TO
12 BE IN FINANCIAL RECOVERY STATUS OR IDENTIFIED FOR FINANCIAL
13 WATCH STATUS.--(A) THE FOLLOWING APPLY:

14 * * *

15 (2) FOR THE 2017-2018, 2018-2019, 2019-2020, 2020-2021,
16 2021-2022, 2022-2023, 2023-2024 [AND], 2024-2025 AND 2025-2026
17 FISCAL YEARS, THE DEPARTMENT OF EDUCATION MAY UTILIZE UP TO
18 SEVEN MILLION DOLLARS (\$7,000,000) OF UNDISTRIBUTED FUNDS NOT
19 EXPENDED, ENCUMBERED OR COMMITTED FROM APPROPRIATIONS FOR
20 GRANTS, SUBSIDIES AND ASSESSMENTS MADE TO THE DEPARTMENT OF
21 EDUCATION TO ASSIST SCHOOL DISTRICTS DECLARED TO BE IN FINANCIAL
22 RECOVERY STATUS UNDER SECTION 621-A, IDENTIFIED FOR FINANCIAL
23 WATCH STATUS UNDER SECTION 611-A OR 694-A OR SUBJECT TO
24 OVERSIGHT DURING THE TRANSITION PERIOD UNDER SECTION 625-A. THE
25 FUNDS SHALL BE TRANSFERRED BY THE SECRETARY OF THE BUDGET TO A
26 RESTRICTED ACCOUNT AS NECESSARY TO MAKE PAYMENTS UNDER THIS
27 SECTION AND, WHEN TRANSFERRED, ARE HEREBY APPROPRIATED TO CARRY
28 OUT THE PROVISIONS OF THIS SECTION.

29 * * *

30 SECTION 65. SECTION 2599.6(A.4), (A.6)(2), (A.7)(2), (A.8)

1 AND (F) (1) OF THE ACT, ADDED JULY 11, 2024 (P.L.618, NO.55), ARE
2 AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
3 READ:

4 SECTION 2599.6. READY-TO-LEARN BLOCK GRANT.--* * *

5 (A.4) FOR THE 2023-2024 SCHOOL YEAR [AND EACH SCHOOL YEAR
6 THEREAFTER], EACH SCHOOL ENTITY SHALL RECEIVE A READY-TO-LEARN
7 BLOCK GRANT IN AN AMOUNT NOT LESS THAN THE AMOUNT RECEIVED BY
8 THE SCHOOL ENTITY FROM THE APPROPRIATION FOR THE READY-TO-LEARN
9 BLOCK GRANT DURING THE 2022-2023 FISCAL YEAR.

10 * * *

11 (A.6) THE COMMONWEALTH SHALL PAY AN ADEQUACY SUPPLEMENT FROM
12 THE READY-TO-LEARN BLOCK GRANT APPROPRIATION AS FOLLOWS:

13 * * *

14 (2) [(RESERVED).] FOR THE 2025-2026 SCHOOL YEAR:

15 (I) DIVIDE THE AMOUNT DETERMINED IN SUBSECTION (F) (1) BY THE
16 SUM OF THE AMOUNTS DETERMINED IN SUBSECTION (F) (1) FOR EACH
17 SCHOOL DISTRICT.

18 (II) MULTIPLY THE QUOTIENT DETERMINED IN SUBPARAGRAPH (I) BY
19 \$526,440,000.

20 (A.7) THE COMMONWEALTH SHALL PAY A TAX EQUITY SUPPLEMENT
21 FROM THE READY-TO-LEARN BLOCK GRANT APPROPRIATION AS FOLLOWS:

22 * * *

23 (2) [(RESERVED).] FOR THE 2025-2026 SCHOOL YEAR:

24 (I) SUBTRACT THE AMOUNT RECEIVED UNDER PARAGRAPH (1) FROM
25 THE AMOUNT DETERMINED IN SUBSECTION (G) (1).

26 (II) DIVIDE THE DIFFERENCE IN SUBPARAGRAPH (I) BY THE SUM OF
27 THE AMOUNTS DETERMINED IN SUBPARAGRAPH (I) FOR EACH SCHOOL
28 DISTRICT.

29 (III) MULTIPLY THE QUOTIENT DETERMINED IN SUBPARAGRAPH (II)
30 BY \$32,202,000.

(A.8) NO SCHOOL DISTRICT THAT RECEIVES FUNDING UNDER SUBSECTION (A.6) OR (A.7) SHALL SEEK A REFERENDUM EXCEPTION UNDER SECTION 333 OF THE ACT OF JUNE 27, 2006 (1ST SP.SESS., P.L.1873, NO.1), KNOWN AS THE TAXPAYER RELIEF ACT, FOR THE 2025-2026 [SCHOOL YEAR.] AND 2026-2027 SCHOOL YEARS. A SCHOOL DISTRICT IS NOT REQUIRED TO APPLY FOR AND RECEIVE THE FUNDING UNDER SUBSECTION (A.6) OR (A.7) FOR WHICH IT IS ELIGIBLE.

(A.9) THE COMMONWEALTH SHALL PAY A MINIMUM ALLOCATION SUPPLEMENT, FOR WHICH THE PROVISIONS UNDER SUBSECTIONS (B) (1), (C) (3) AND (D) (2) SHALL APPLY, FROM THE READY-TO-LEARN BLOCK GRANT APPROPRIATION AS FOLLOWS:

(1) FOR THE 2025-2026 SCHOOL YEAR:

(I) IF THE SUM OF THE AMOUNTS DETERMINED UNDER SUBSECTIONS (A.6) (2) (II) AND (A.7) (2) FOR THE SCHOOL DISTRICT IS LESS THAN \$50,000, THE DIFFERENCE OF \$50,000 MINUS THE SUM OF THE AMOUNTS DETERMINED UNDER SUBSECTIONS (A.6) (2) (II) AND (A.7) (2) FOR THE SCHOOL DISTRICT.

(II) IF THE SUM OF THE AMOUNTS DETERMINED UNDER SUBSECTIONS (A.6) (2) (II) AND (A.7) (2) FOR THE SCHOOL DISTRICT IS GREATER THAN OR EQUAL TO \$50,000, \$0.

(2) (RESERVED) .

* * *

(F) THE PROVISIONS IN THIS SUBSECTION RELATE TO THE ADEQUACY SUPPLEMENT. THE FOLLOWING SHALL APPLY:

(1) THE DEPARTMENT SHALL CALCULATE AN ADEQUACY GAP FOR EACH SCHOOL DISTRICT AS FOLLOWS:

(I) FOR EACH SCHOOL DISTRICT, MULTIPLY \$14,120 BY THE SCHOOL DISTRICT'S STUDENT-WEIGHTED AVERAGE DAILY MEMBERSHIP CALCULATED UNDER SUBSECTION (E) (2) .

(II) SUBTRACT THE SCHOOL DISTRICT'S CURRENT EXPENDITURES

FROM THE AMOUNT CALCULATED FOR THE SCHOOL DISTRICT UNDER
SUBPARAGRAPH (I).

(III) DETERMINE THE GREATER OF \$0 OR THE DIFFERENCE
CALCULATED UNDER SUBPARAGRAPH (II).

(IV) SUBTRACT THE ADEQUACY ADJUSTMENT UNDER PARAGRAPH (3)
FROM THE AMOUNT DETERMINED IN SUBPARAGRAPH (III). FOR THE 2025-
2026 FISCAL YEAR AND EACH FISCAL YEAR THEREAFTER, THE ADEQUACY
ADJUSTMENT DETERMINED IN PARAGRAPH (3) FOR EACH SCHOOL DISTRICT
SHALL BE ZERO.

* * *

SECTION 66. SECTION 2608-J OF THE ACT, AMENDED JULY 11,
2024, P.L.618, NO.55), IS AMENDED TO READ:

SECTION 2608-J. APPLICABILITY.

THIS ARTICLE SHALL APPLY TO PROJECTS FOR WHICH APPROVAL AND
REIMBURSEMENT IS SOUGHT AND TO THE MAINTENANCE PROJECT GRANT
PROGRAM BEGINNING JULY 1, [2025] 2026.

SECTION 67. AN INDIVIDUAL TO WHOM THE DEPARTMENT OF
EDUCATION HAS ISSUED AN INSTRUCTIONAL INTERN CERTIFICATE OR
CAREER AND TECHNICAL INTERN CERTIFICATE PRIOR TO THE EFFECTIVE
DATE OF THIS SECTION AND WHICH CERTIFICATE IS VALID ON THE
EFFECTIVE OF THIS SECTION SHALL BE DEEMED TO HOLD AN
INSTRUCTIONAL EXPERIENCE-BASED CERTIFICATE OR CAREER AND
TECHNICAL EXPERIENCE-BASED CERTIFICATE, AS APPLICABLE, UNDER THE
ACT AND THE REGULATIONS PROMULGATED UNDER 22 PA. CODE CH. 49.

SECTION 68. THE COSMETOLOGY TRAINING THROUGH CAREER AND
TECHNICAL CENTER PROGRAM IS A CONTINUATION OF THE COSMETOLOGY
TRAINING THROUGH CAREER AND TECHNICAL CENTER PILOT PROGRAM. THE
CONVERSION TO A PERMANENT PROGRAM IS A CONTINUATION OF THE PILOT
PROGRAM AND ALL ACTIVITIES INITIATED UNDER THE PILOT PROGRAM
SHALL CONTINUE AND REMAIN IN FULL FORCE AND EFFECT. ORDERS,

1 REGULATIONS, RULES AND DECISIONS WHICH WERE MADE UNDER THE PILOT
2 PROGRAM AND WHICH ARE IN EFFECT ON THE EFFECTIVE DATE OF THIS
3 SECTION SHALL REMAIN IN FULL FORCE AND EFFECT UNTIL REVOKED,
4 VACATED OR MODIFIED. CONTRACTS, OBLIGATIONS AND COLLECTIVE
5 BARGAINING AGREEMENTS ENTERED INTO UNDER THE PILOT PROGRAM ARE
6 NOT AFFECTED NOR IMPAIRED BY THE CONVERSION FROM THE PILOT
7 PROGRAM.

8 SECTION 69. THE BARBER TRAINING THROUGH CAREER AND TECHNICAL
9 CENTER PROGRAM IS A CONTINUATION OF THE BARBER TRAINING THROUGH
10 CAREER AND TECHNICAL CENTER PILOT PROGRAM. THE CONVERSION TO A
11 PERMANENT PROGRAM IS A CONTINUATION OF THE PILOT PROGRAM AND ALL
12 ACTIVITIES INITIATED UNDER THE PILOT PROGRAM SHALL CONTINUE AND
13 REMAIN IN FULL FORCE AND EFFECT. ORDERS, REGULATIONS, RULES AND
14 DECISIONS WHICH WERE MADE UNDER THE PILOT PROGRAM AND WHICH ARE
15 IN EFFECT ON THE EFFECTIVE DATE OF THIS SECTION SHALL REMAIN IN
16 FULL FORCE AND EFFECT UNTIL REVOKED, VACATED OR MODIFIED.
17 CONTRACTS, OBLIGATIONS AND COLLECTIVE BARGAINING AGREEMENTS
18 ENTERED INTO UNDER THE PILOT PROGRAM ARE NOT AFFECTED NOR
19 IMPAIRED BY THE CONVERSION FROM THE PILOT PROGRAM.

20 SECTION 70. THE FOLLOWING APPLY TO REGULATIONS:

21 (1) ANY REGULATION INCONSISTENT WITH THE ADDITION OF
22 SECTION 1221 OF THE ACT IS ABROGATED TO THE EXTENT OF ANY
23 INCONSISTENCY WITH THE ADDITION OF SECTION 1221 OF THE ACT.

24 (2) THE REGULATIONS AT 22 PA. CODE CH. 49 ARE ABROGATED
25 TO THE EXTENT OF ANY INCONSISTENCY WITH THIS ACT.

26 (3) THE REGULATIONS AT 22 PA. CODE § 49.85(C) AND (D)
27 ARE ABROGATED INSOFAR AS THEY ARE INCONSISTENT WITH THIS ACT.

28 SECTION 71. THE FOLLOWING SHALL APPLY RETROACTIVELY TO JULY
29 1, 2025:

30 (1) THE ADDITION OF SECTION 1207.5 OF THE ACT.

1 (2) THE AMENDMENT OF SECTION 1857 HEADING, (A), (D)
2 INTRODUCTORY PARAGRAPH AND (E) OF THE ACT.

3 (3) THE AMENDMENT OF SECTION 1858 HEADING, (A), (D)
4 INTRODUCTORY PARAGRAPH AND (E) OF THE ACT.

5 SECTION 72. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

6 (1) THE FOLLOWING SHALL TAKE EFFECT IN 30 DAYS:

7 (I) THE ADDITION OF SECTION 1203.1 OF THE ACT.

8 (II) THE AMENDMENT OF SECTION 1216.1(D) OF THE ACT.

9 (III) THE ADDITION OF SECTION 1333(A) (2.1) AND (2.2)
10 AND (C.1) OF THE ACT.

11 (IV) THE ADDITION OF SECTION 1333.3(I) OF THE ACT.

12 (2) THE FOLLOWING SHALL TAKE EFFECT IN 60 DAYS:

13 (I) THE AMENDMENT OR ADDITION OF SECTION 1205.2(K)
14 INTRODUCTORY PARAGRAPH, (2) AND (2.2) AND (K.2) OF THE
15 ACT.

16 (II) THE AMENDMENT OR ADDITION OF SECTION 1327.2(A)
17 AND (A.1) OF THE ACT.

18 (III) THE ADDITION OF SECTION 1333.2(I) OF THE ACT.

19 (IV) THE ADDITION OF SECTION 1333.3(J) OF THE ACT.

20 (V) THE AMENDMENT OR ADDITION OF SECTION 1303-D
21 HEADING, (A), (C) (11), (12) AND (13), (D) AND (E) OF THE
22 ACT.

23 (VI) THE AMENDMENT OR ADDITION OF SECTION 1748-A(A),
24 (A.1), (B), (D) AND (E) OF THE ACT.

25 (3) THE FOLLOWING SHALL TAKE EFFECT AUGUST 1, 2026:

26 (I) THE AMENDMENT OF SECTION 1327.2(C) OF THE ACT.

27 (II) THE ADDITION OF SECTION 1333.1(D.1) OF THE ACT.

28 (III) THE ADDITION OF SECTION 1333.5 OF THE ACT.

29 (IV) THE AMENDMENT OF SECTION 1339 OF THE ACT.

30 (4) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT

1 IMMEDIATELY.