

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 100 Session of 2023

INTRODUCED BY FREEMAN, SANCHEZ, HILL-EVANS, MADDEN, KINKEAD, SAMUELSON, GIRAL, SOLOMON, D. WILLIAMS, GALLOWAY, CONKLIN, KINSEY, GREEN, WEBSTER, T. DAVIS AND GUZMAN, MARCH 7, 2023

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, MAY 1, 2023

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 terms and courses of study,
6 providing for Cross-age Tutoring Program.

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

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

12 Section 1529. Cross-Age Tutoring Program.--(a) The
13 Department of Education shall establish AND PUBLISH ON THE <--
14 DEPARTMENT OF EDUCATION'S PUBLICLY ACCESSIBLE INTERNET WEBSITE
15 evidence-based guidelines for the Cross-age Tutoring Program in
16 which public school students in grades eleven and twelve, under
17 the supervision of a certified teacher or paraprofessional, may
18 volunteer as a tutor to assist another student with their
19 studies. The guidelines shall, at a minimum, provide for the

1 following:

2 (1) The qualifications of students eligible to serve as  
3 tutors.

4 (2) The qualifications of students eligible for tutoring.

5 (3) That participating tutors receive academic credits for  
6 serving as tutors.

7 (4) Ways to encourage students in grades eleven and twelve  
8 who are not meeting their academic benchmarks to volunteer for  
9 the program as tutors, if it is determined that serving as  
10 tutors could improve their own academic performance.

11 (5) Training for students serving as tutors.

12 (6) Coordination with the certified teacher or  
13 paraprofessional.

14 (7) Structure of tutoring sessions for both content and  
15 instruction delivery.

16 (8) Frequency of tutoring sessions for both content and  
17 instruction delivery.

18 (b) The program shall ~~apply~~ BE AVAILABLE to all public <--  
19 school entities in this Commonwealth.

20 (c) Tutoring services provided as a part of the program may  
21 not replace or diminish services provided by an employe of a  
22 public school entity, but shall serve as a supplement to  
23 instructional and educational services to aid in enhancing the  
24 academic performance of the student to be tutored.

25 (d) Nothing in this section shall be construed to:

26 (1) Limit a public school entity's authority or ability to  
27 develop and implement alternative cross-age tutoring programs.

28 (2) Supersede or preempt the rights, remedies and procedures  
29 afforded to school employes or labor organizations under Federal  
30 or State law, including the act of July 23, 1970 (P.L.563,

1 No.195), known as the "Public Employe Relations Act," or any  
2 provision of a collective bargaining agreement negotiated  
3 between a school employer and an exclusive representative of the  
4 employes in accordance with the "Public Employe Relations Act."

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

8 "Cross-age tutoring" shall mean tutoring that a student in an  
9 upper grade level provides to a student in a lower grade level.  
10 The term does not include tutoring that a student provides to a  
11 peer in the same grade or in a higher grade.

12 "Paraprofessional" shall mean an individual who provides  
13 services to students to supplement an appropriately certified  
14 teacher in the performance of the teacher's instructional  
15 duties.

16 "PROGRAM" SHALL MEAN THE CROSS-AGE TUTORING PROGRAM  
17 ESTABLISHED UNDER THIS SECTION.

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18 "Public school entity" shall mean a school district, career  
19 and technical school, intermediate unit, charter school,  
20 regional charter school and cyber charter school.

21 Section 2. This act shall take effect in 90 days.