THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 807   Session of 2015

INTRODUCED BY AUMENT, SCARNATI, GREENLEAF, TOMLINSON, WHITE, GORDNER, WARD, TEPLITZ, VULAKOVICH, MENSCH, BARTOLOTTA, HUTCHINSON AND ALLOWAY, MAY 29, 2015

SENATOR SMUCKER, EDUCATION, AS AMENDED, APRIL 12, 2016

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 reimbursements by Commonwealth and
6   between school districts, establishing the Emergency Basic
7   Education Subsidy Fund; and ~~providing for basic education~~   <--
8   ~~subsidy continuation funding~~ MAKING AN APPROPRIATION FOR THE   <--
9   PURPOSE OF EMERGENCY BASIC EDUCATION FUNDING.

10   The General Assembly of the Commonwealth of Pennsylvania

11 hereby enacts as follows:

12   Section 1. The act of March 10, 1949 (P.L.30, No.14), known

13 as the Public School Code of 1949, is amended by adding a

14 section to read:

15   Section 2599.6. Emergency Basic Education Subsidy Fund.--(a)

16 The Emergency Basic Education Subsidy Fund is established as a

17 separate fund in the State Treasury. The money of the fund is

18 appropriated ~~on a continuing basis~~ to carry out the provisions   <--

19 of this section.

20   (b) If ~~legislation providing an appropriation for the~~ A   <--

21 GENERAL APPROPRIATION ACT PROVIDING FOR A basic education

1 subsidy APPROPRIATION is not enacted by August 15~~, the State~~ <--

2 ~~Treasurer shall periodically transfer unappropriated,~~

3 ~~unrestricted General Fund money, to the extent that the funds~~

4 ~~are available,~~ OF ANY FISCAL YEAR, FUNDS ARE HEREBY APPROPRIATED <--

5 TO THE DEPARTMENT OF EDUCATION FOR THE PURPOSE OF EMERGENCY

6 BASIC EDUCATION FUNDING. TO THE EXTENT SUCH FUNDS ARE AVAILABLE,

7 THE STATE TREASURER SHALL TRANSFER SUCH FUNDS to the Emergency

8 Basic Education Subsidy Fund IN THE TOTAL AMOUNT REQUIRED TO <--

9 MAKE PAYMENTS UNDER SUBSECTION (D)(2). The transfers shall be up

10 to the dollar amounts and at the times as necessary to meet the

11 requirements of section 2517(c).

12　　(c)　If the Governor fails to certify revenue estimates under

13 section 618 of the act of April 9, 1929 (P.L.177, No.175), known

14 as "The Administrative Code of 1929," ~~for the current fiscal~~ <--

15 ~~year the Secretary of Revenue~~ PRIOR TO THE DATE ON WHICH A BASIC <--

16 EDUCATION SUBSIDY PAYMENT IS DUE, THE STATE TREASURER shall

17 certify to the ~~State Treasurer~~ SECRETARY OF THE BUDGET each time <--

18 a transfer is needed under subsection (a) that there is adequate

19 ~~unappropriated, unrestricted~~ General Fund money to make the <--

20 transfer.

21　　(d)　(1)　The Secretary of Education shall draw a warrant on

22 the State Treasurer in favor of each district for the amount to

23 which the district is entitled, to meet each basic education

24 subsidy payment to the school districts pursuant to ~~the payment~~ <--

25 ~~schedule under section 2517(c)~~ PARAGRAPH (2). <--

26　　(2)　Payments made to each school district shall be in the

27 same amount as provided in the previous year.

28　　(e)　Transfers provided under this section shall only be in

29 effect during the time in which no GENERAL APPROPRIATION ACT <--

30 PROVIDING FOR A basic education subsidy appropriation has been

1 enacted ~~and shall be made only in the amount necessary to meet~~ **<--**

2 ~~each basic education subsidy payment to the school districts~~

3 ~~pursuant to the payment schedule under section 2517(c).~~ FOR THE **<--**

4 CURRENT FISCAL YEAR.

5   (f) Notwithstanding any other provisions of this act, the

6 board of school directors of each school district may reopen the

7 ~~board's~~ SCHOOL DISTRICT'S ANNUAL budget to reflect funding **<--**

8 provided under this section.

9   Section 2. This act shall apply to fiscal years beginning

10 after June 30, ~~2015~~ 2016. **<--**

11   Section 3. This act shall take effect immediately.