

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 the State System of Higher
6 Education, further providing for purposes and general powers,
7 for rental fees and other charges and for annual report and
8 providing for student records.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Sections 2003-A(d), 2011-A and 2017-A of the act
12 of March 10, 1949 (P.L.30, No.14), known as the Public School
13 Code of 1949, are amended to read:

14 Section 2003-A. Purposes and General Powers.--* * *

15 (d) The system may [enter into an agreement with any entity
16 for the cooperative use of supplies or services.] participate
17 in, sponsor, conduct or administer cooperative use or purchasing
18 agreements. All purchases and agreements made pursuant to this
19 subsection shall [be the result of a system of competitive
20 bidding and in accordance with the laws of this Commonwealth.]

1 be made in accordance with 62 Pa.C.S. § 1902 (relating to
2 cooperative purchasing authorized).

3 Section 2011-A. Rental Fees and Other Charges.--[(a)] In
4 addition to rental fees fixed, charged and collected in the
5 manner provided by law from each student residing in State-owned
6 or State-leased residential facilities at an institution for the
7 maintenance and operation of such facilities, a sum shall be
8 fixed by the president, with approval of the Council of
9 Trustees, and charged and collected from each such person as an
10 additional rental fee. Such additional rental fees shall be
11 credited to a Reserve Fund for contingencies and capital
12 replacements.

13 [(b) In addition to the other fees from time to time fixed,
14 charged and collected in the manner provided by law, a fee of
15 ten dollars (\$10) per semester of eighteen (18) weeks and a
16 proportionate fee for each trimester, quarter, term and summer
17 sessions of six (6) weeks or three (3) weeks shall be fixed,
18 charged and collected from each student while in attendance at a
19 university for which the General State Authority has taken title
20 to a student community building, which fee shall be credited to
21 the Department of General Services and shall be fixed by the
22 council of trustees in amounts sufficient to meet rentals due to
23 the General State Authority, pursuant to contracts to lease
24 student community buildings constructed by the said authority
25 for the use of the system universities.

26 Section 2017-A. Annual Report.--(a) An annual report shall
27 be submitted in electronic format by each institution to the
28 Department of Education and the Joint State Government
29 Commission, which shall include data for all programs of the
30 institution. Each such report, to be submitted prior to

1 September 1, shall cover the 12-month period beginning with the
2 summer term of the preceding year and shall include:

3 (1) The following counts and distributions for each term
4 during the period:

5 (i) The definitions and numbers of faculty members employed
6 full time, of faculty members employed part time, of full-time
7 students enrolled in graduate courses, of full-time students
8 enrolled in undergraduate courses, of part-time students
9 enrolled in graduate courses, and of part-time students enrolled
10 in undergraduate courses.

11 (ii) The total numbers of undergraduate student credit
12 hours, divided into lower division and upper division course
13 levels, and of graduate student credit hours divided into three
14 course levels--master's, first professional and doctoral.

15 (iii) The number of different courses scheduled by level of
16 instruction and the number of sections of individual instruction
17 scheduled by level of instruction, each further subdivided by
18 two digit Classification of Instructional Program (CIP)
19 categories of instructional programs of higher education as
20 defined by the National Center for Education Statistics, United
21 States Department of Education.

22 (iv) The number of terms scheduled and the dates thereof.

23 (2) For the summer term and the following academic year in
24 total and for each two digit CIP program category, a
25 classification of faculty members or other professional employes
26 by title, including: professor, associate professor, assistant
27 professor, instructor, lecturer, research associate, librarian
28 and academic administrator; faculty members or other
29 professional employes under each title to be subdivided by type
30 of assignment: teaching and nonteaching, and each such set of

1 faculty members or other professional employes to be further
2 subdivided by type of employment: full time or part time; and
3 the following aggregates for each subdivided classification:

4 (i) The number of faculty and other professional employes
5 and their full-time equivalence in instructional and
6 noninstructional functions.

7 (ii) The sum of credits assigned to undergraduate classroom
8 courses and the sum of credits assigned to graduate classroom
9 courses taught, divided into lower division, upper division,
10 master's, first professional and doctoral course levels.

11 (iii) The sum of credits assigned to undergraduate
12 individual instruction courses and the sum of credits assigned
13 to graduate individual instruction courses taught, divided into
14 lower division, upper division, master's, first professional and
15 doctoral course levels.

16 (iv) The sum of undergraduate classroom student credit hours
17 and the sum of graduate classroom student credit hours
18 generated, divided into lower division, upper division,
19 master's, first professional and doctoral course levels.

20 (v) The sum of undergraduate individual instruction student
21 credit hours and the sum of graduate individual instruction
22 student credit hours generated, divided into lower division,
23 upper division, master's, first professional and doctoral course
24 levels.

25 (vi) The total salary paid for instructional functions and
26 for noninstructional functions and the amount of this salary
27 paid for each of these functions from university funds, Federal
28 funds and other funds.

29 (3) For each term of the period covered for each faculty
30 member employed full time identified by two digit CIP program

1 category and title, the report shall contain an analysis of the
2 average hours per week spent in university-related activities,
3 stating specifically hours spent in undergraduate classroom
4 contact and graduate classroom contact, hours spent in
5 preparation, hours spent in research and hours spent in public
6 service.

7 (b) In addition to the requirements of subsection (a), each
8 report covering the 12-month period shall include for all
9 programs of the institution:

10 (1) Minimum number of credits required for a baccalaureate
11 degree and for a master's degree.

12 (2) Number of bachelor's degrees, master's degrees, first
13 professional degrees and doctoral degrees awarded in the three
14 previous years and those estimated for that year.

15 (c) The Joint State Government Commission shall develop a
16 statistical comparison analysis recognizing differences in
17 missions from the reports made under this section. The
18 comparison shall be provided to the Education Committee of the
19 Senate and the Appropriations Committee of the Senate and the
20 Education Committee of the House of Representatives and the
21 Appropriations Committee of the House of Representatives and the
22 four State regional libraries. The comparative analysis shall be
23 posted on the Joint State Government Commission's Internet
24 website for a period of no less than five (5) years from the
25 date of submission.

26 (d) Each report submitted under subsection (a) shall be
27 posted by the Department of Education on its Internet website
28 for a period of no less than five (5) years from the date of
29 submission.]

30 Section 2. The act is amended by adding a section to read:

1 Section 2021-A. Student Records.--(a) Student education
2 records maintained in connection with a transaction, business or
3 activity of the system or university shall not be subject to the
4 provisions of the act of February 14, 2008 (P.L.6, No.3), known
5 as the "Right-to-Know Law."

6 (b) As used in this section, the term "education record"
7 shall have the same meaning as in the Family Educational Rights
8 and Privacy Act of 1974 (Public Law 90-247, 20 U.S.C. § 1232g).

9 Section 3. All acts and parts of acts are repealed and all
10 regulations and parts of regulations are abrogated insofar as
11 they are inconsistent with this act.

12 Section 4. This act shall take effect in 60 days.