

No. 181

AN ACT

SB 523

Relating to drugs and alcohol and their abuse, providing for projects and programs and grants to educational agencies, other public or private agencies, institutions or organizations.

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

Section 1. Definitions.—As used in this act:

(1) The term “elementary school” means a day or residential school which provides preschool, kindergarten or elementary education in the Commonwealth, including both public and nonpublic schools;

(2) The term “secondary school” means a day or residential school which provides secondary education in the Commonwealth, including both public and nonpublic schools;

(3) The term “institution of higher education” means an educational institution in the Commonwealth, which

(i) admits as regular students only persons having a certificate of graduation from a school providing secondary education, or the recognized equivalent of such a certificate;

(ii) is legally authorized within the Commonwealth to provide a program of education beyond secondary education;

(iii) provides an educational program for which it awards a bachelor’s degree or provides not less than a two-year program which is acceptable for full credit toward such a degree;

(iv) is a public, nonpublic or other nonprofit institution; and

(v) is accredited by a nationally recognized accrediting agency or association or, if not so accredited, is an institution with respect to which the secretary has determined that there is satisfactory assurance, considering the resources available to the institution, the period of time, if any, during which it has operated, the effort it is making to meet accreditation standards, and the purpose for which this determination is being made, that the institution will meet the accreditation standards of such an agency or association within a reasonable time, or is an institution whose credits are accepted, on transfer, by not less than three institutions which are so accredited, for credit on the same basis as if transferred from an institution so accredited.

Such term also includes any school which provides not less than a one-year program of training to prepare students for gainful employment in a recognized occupation and which meets the provisions of subclauses (i), (ii), (iv) and (v). For purposes of this clause, the secretary shall, with the cooperation of the State Board of Education, publish a list of nationally recognized accrediting agencies or associations which he determines to be reliable authority as to the quality of training offered.

(4) The term "local educational agency" means a public board of education or other public authority legally constituted within the Commonwealth for either administrative control or direction of, or to perform a service function for, elementary or secondary schools in any political subdivision or combinations thereof as are recognized in the Commonwealth as an administrative agency for its public elementary or secondary school.

(5) The term "secretary" means the Secretary of Education of the Commonwealth of Pennsylvania.

(6) The term "council" means the Governor's council on drug and alcohol abuse established by the act of April 14, 1972 (Act No. 63).

(7) The term "State plan" means the master State plan for the control, prevention, treatment, rehabilitation, research, education and training aspects of drug and alcohol abuse and dependence problems mandated by the act of April 14, 1972 (Act No. 63).

Section 2. Local Educational Agencies, Other Public or Private Agencies, Institutions or Organizations; Assistance.— In conformity with the State plan, the secretary with the cooperation of the Secretary of Health and other appropriate State agencies or commissions and appropriate Federal agencies, shall assist projects designed to further education concerning the causes and effects of and treatment for drug and alcohol abuse and dependence by—

(1) Making grants to or entering into contracts with institutions of higher education and other public or private agencies, institutions, or organizations, for

(i) projects for the development of curricula on the use and abuse of drugs and alcohol including the preparation of new and improved material for use in elementary, secondary, and adult education programs;

(ii) pilot projects designed to demonstrate, and test the effectiveness of curricula described in subclause (i) hereof, whether developed with assistance under this act or otherwise;

(iii) in the case of applicants who have conducted pilot projects under subclause (ii), projects for the dissemination of curricular materials and other significant information regarding the use and abuse of drugs and alcohol to public and private elementary, secondary, and adult education programs;

(2) Undertaking, directly or through contracts or other arrangements with institutions of higher education or other public or private agencies, institutions, or organizations, evaluations of the effectiveness of curricula tested in use in elementary, secondary, and adult education programs involved in pilot projects described in subclause (ii) of clause (1);

(3) Making grants to institutions of higher education, local educational agencies and other public or private agencies, institutions or organizations to provide training programs on drug abuse (including courses of study,

institutes, seminars, workshops, and conferences) for teachers, counselors, other educational personnel, law enforcement personnel and other community leaders;

(4) Making grants to local educational agencies and other public or private agencies, institutions or organizations for community education programs on drug abuse (including seminars, workshops, and conferences) especially for parents and others in the community;

(5) Students knowledgeable about drug abuse problems shall be involved in the planning and implementation of all drug education curricula, training programs and other projects undertaken pursuant to this section.

Section 3. Approval of Applications.—(a) Financial assistance for a project under this act may be made only with the approval of the council in conformity with the provisions of the State plan and pursuant to regulations promulgated by the secretary which regulations shall provide, inter alia:

(1) That the activities and services for which assistance under this act is sought will be administered by or under the supervision of the applicant;

(2) For such fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of and accounting for funds paid to the applicant under this act; and

(3) For making an annual report and such other reports, in such form and containing such information, as the secretary may reasonably require and for keeping such records and for affording such access thereto as the secretary may find necessary to assure the correctness and verification of such reports.

(b) Amendments of applications shall, except as the secretary may otherwise provide by or pursuant to regulation, be subject to approval in the same manner as original applications.

Section 4. Technical Assistance.—The secretary and other State officials shall, when requested, render technical assistance to local educational agencies and institutions of higher education in the development and implementation of programs of drug and alcohol abuse education. Such technical assistance may, among other activities, include making available to such agencies or institutions information regarding effective methods of coping with problems of drug and alcohol abuse, and making available to such agencies or institutions personnel of the Department of Health and any other qualified personnel of the State or Federal agencies to advise and assist in coping with such problems or carrying out a drug and alcohol abuse education program. All State agencies shall cooperate with the secretary in discharging the intent of this act.

Section 5. Powers of Council Undiminished.—Nothing contained in this act shall be construed as in any way limiting the powers of the council, or of the scope and effect of the State plan promulgated by the council.

Section 6. Effective Date.—This act shall take effect immediately.

APPROVED—The 12th day of July, A. D. 1972.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly
No. 181.

A handwritten signature in black ink, reading "C. McLaughlin Tucker". The signature is written in a cursive style with a large initial "C" and a prominent "T" at the end.

Secretary of the Commonwealth.