

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 377 Session of
2005

INTRODUCED BY ROEBUCK, BISHOP, CURRY, LEACH, STURLA, D. EVANS,
STETLER, BLACKWELL, CALTAGIRONE, CRUZ, DONATUCCI, HARPER,
JOSEPHS, W. KELLER, LEDERER, MCGEEHAN, RIEGER, J. TAYLOR,
THOMAS, WASHINGTON, WILLIAMS AND YOUNGBLOOD, FEBRUARY 9, 2005

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, APRIL 4, 2005

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," further providing for the definition
6 of "compulsory school age" and for home education programs.

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

9 Section 1. Section 1326 of the act of March 10, 1949
10 (P.L.30, No.14), known as the Public School Code of 1949, is
11 amended to read:

12 Section 1326. Definitions.--The term "compulsory school
13 age," as hereinafter used, shall mean the period of a child's
14 life from the time the child's parents elect to have the child
15 enter school, which shall be:

16 (1) Except as set forth in clause (2), not later than at the
17 age of eight (8) years, until the age of seventeen (17) years.

18 (2) In a school district of the first class, not later than

1 at the age of six (6) years until the age of seventeen (17)
2 years. The term shall not include any child WHO HAS COMPLETED
3 THE GRADUATION REQUIREMENTS SPECIFIED IN SECTION 1327.1, whose
4 parent, guardian or other person having legal custody of the
5 child has satisfied the provisions of section 1327.1(a.1) or who
6 holds a certificate of graduation from a regularly accredited
7 senior high school.

8 The term "migratory child," wherever used in this subdivision
9 of this article, shall include any child domiciled temporarily
10 in any school district for the purpose of seasonal employment,
11 but not acquiring residence therein, and any child accompanying
12 his parent or guardian who is so domiciled.

13 Section 2. Section 1327.1 of the act is amended by adding a
14 subsection to read:

15 Section 1327.1. Home Education Program.--* * *

16 (a.1) (1) This section shall not apply to a child who is at
17 least six (6) years of age but has not attained eight (8) years
18 of age, within the first two weeks of the school year, provided
19 that the parent or guardian or other person having legal custody
20 of the child has filed notice with the superintendent of the
21 school district of residence and which sets forth:

22 (i) the name and address of such parent or guardian or other
23 person having legal custody of the child;

24 (ii) the child's name and age; and

25 (iii) a statement that the child's education shall be
26 provided for by such parent, guardian or other person having
27 legal custody of the child.

28 (2) This subsection applies only if the school district of
29 residence is a school district of the first class.

30 * * *

1 Section 3. This act shall take effect in 60 days.