THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL No. 958 Session of 2013

INTRODUCED BY CRUZ, YOUNGBLOOD, O'BRIEN, BIZZARRO, D. COSTA, V. BROWN, THOMAS, COHEN, FABRIZIO AND MURT, MARCH 12, 2013

REFERRED TO COMMITEE ON EDUCATION, MARCH 12, 2013

AN ACT

1 2 4 5 6 7 8	Amending the act of March 10, 1949 (P.L.30, No.14), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," in pupils and attendance, further providing for immunization required and penalty; and requiring children to be tested for diabetes prior to admission.
9	The General Assembly of the Commonwealth of Pennsylvania
10	hereby enacts as follows:
11	Section 1. Section 1303 of the act of March 10, 1949
12	(P.L.30, No.14), known as the Public School Code of 1949, added
13	April 11, 1974 (P.L.258, No.67), is amended to read:
14	Section 1303. Immunization and Testing for Diabetes
15	Required; Penalty(a) It shall be the duty of all school
16	directors, superintendents, principals, or other persons in
17	charge of any public, private, parochial, or other school
18	including kindergarten, to ascertain that every child, prior to
19	admission to school for the first time has been:
20	(1) immunized, as the Secretary of Health may direct,
21	against such diseases as shall appear on a list to be made and

1 from time to time reviewed by the Advisory Health Board[.]; and 2 (2) tested, as the Secretary of Health may direct, for

3 diabetes.

All certificates of immunization <u>and testing</u> shall be issued in accordance with the rules and regulations promulgated by the Secretary of Health with the sanction and advice of the Advisory Health Board.

8 (b) Any person who shall fail, neglect, or refuse to comply with, or who shall violate, any of the provisions or 9 10 requirements of this section, except as hereinafter provided, shall, for every such offense, upon summary conviction thereof, 11 be sentenced to pay a fine of not less than five dollars (\$5) 12 13 nor more than one hundred dollars (\$100), and in default 14 thereof, to undergo an imprisonment in the jail of the proper 15 county for a period not exceeding sixty (60) days. All such 16 fines shall be paid into the treasury of the school district. 17 The provisions of this section shall not apply in the (C) 18 case of any child deemed to have a medical contraindication 19 which may contraindicate immunization or testing and so 20 certified by a physician. Such certificates may be accepted in 21 lieu of a certificate of immunization and testing.

(d) The provisions of this section shall not apply in the case of any child whose parent or guardian objects in writing to such immunization <u>or testing</u> on religious grounds.

25 Section 2. This act shall take effect in 60 days.

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