

THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

## No. 1755

Session of  
1983

INTRODUCED BY AFFLERBACH, ZWIKL, McHALE, ARTY, D. W. SNYDER,  
SEMMELE, MORRIS, E. Z. TAYLOR, KUKOVICH, ALDERETTE, LETTERMAN,  
STEVENS, PISTELLA, WARGO, TRELLO, GEIST, DALEY, JOHNSON,  
O'DONNELL, BELARDI, HERMAN, BOWSER, LINTON, COY, JAROLIN AND  
RYBAK, DECEMBER 5, 1983

REFERRED TO COMMITTEE ON EDUCATION, DECEMBER 5, 1983

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," providing for payments to school  
6 districts to cover a portion of the costs to control or  
7 eliminate the health problems posed by the presence of  
8 asbestos in public schools.

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

11 Section 1. The act of March 10, 1949 (P.L.30, No.14), known  
12 as the Public School Code of 1949, is amended by adding a  
13 section to read:

14 Section 2511.2. Payments for Programs to Eliminate Asbestos  
15 in Public Schools.--(a) Each school district shall be entitled  
16 to receive from the Department of Education payments to  
17 reimburse the district for fifty per centum (50%) of the costs  
18 incurred in programs, approved by the Department of Education,  
19 to enclose or encapsulate asbestos in district schools, or for

1 seventy-five per centum (75%) of the costs incurred in programs,  
2 approved by the Department of Education, to remove and replace  
3 asbestos materials in district schools. If the school district  
4 receives Federal funds for this purpose, the Commonwealth shall  
5 reimburse the district for the appropriate percentage of the  
6 costs incurred by the district after subtracting the amount of  
7 Federal funds received from the total cost of the program.

8 (b) The reimbursement of the approved costs shall be made to  
9 a school district over a three-year period with equal payment in  
10 each year. Such payments shall be made each year at the time the  
11 final payments are made to the school districts in accordance  
12 with section 2517.

13 (c) School districts shall be entitled to reimbursement for  
14 said costs incurred on and after January 1, 1977 if such costs  
15 are approved by the department. A school district shall have two  
16 years from the effective date of this amendatory act to apply  
17 for reimbursement.

18 (d) The Department of Environmental Resources shall be  
19 responsible for inspection and verification of all programs for  
20 which reimbursement is sought.

21 Section 2. This act shall take effect July 1, 1984.