

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 173 Session of  
1999

INTRODUCED BY ORIE, GEIST, CORRIGAN, GODSHALL, GEORGE, COY,  
THOMAS, SCHULER, E. Z. TAYLOR, PRESTON, CLARK, STAIRS, WALKO,  
TRELLO, ARGALL, GIGLIOTTI, C. WILLIAMS, SURRA, B. SMITH,  
SOLOBAY, M. COHEN, HARHAI AND BROWNE, JANUARY 27, 1999

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 27, 1999

AN ACT

1 Providing for the reporting of crimes of violence committed on  
2 the grounds of school entities.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the School  
7 Violence Mandatory Reporting Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall  
10 have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 "Crime of violence." Murder or any criminal homicide,  
13 aggravated assault, simple assault, rape, involuntary deviate  
14 sexual intercourse, arson, kidnapping, robbery, terroristic  
15 threats, harassment, stalking, possession of a weapon on school  
16 property, possession of an offensive weapon, possession of an  
17 instrument of crime or robbery of a motor vehicle or criminal

1 attempt, criminal conspiracy or criminal solicitation to commit  
2 any of the offenses listed above.

3 "Law enforcement agency." The Pennsylvania State Police, the  
4 district attorney of the county in which the school is located  
5 and the police department with primary jurisdiction over the  
6 area in which the school grounds or property is located or where  
7 the crime of violence is alleged to have occurred.

8 Section 3. Required reporting.

9 (a) General rule.--Each principal, dean or other person who  
10 acts as the chief operating or executive officer of a public,  
11 private, parochial, vocational or charter school, including, but  
12 not limited to, a college or university shall make an incident  
13 report to a law enforcement agency, within 48 hours of the  
14 incident, on a form prescribed by the Pennsylvania State Police,  
15 concerning all incidents of a crime of violence which occur on  
16 the property or grounds of the school, college or university.

17 (b) Contents of report.--The incident report shall include  
18 the following:

19 (1) Names, addresses and telephone numbers of the victim  
20 or victims, the accused and any witnesses.

21 (2) Names, addresses and telephone numbers of the  
22 parents or guardians of any minors involved as a victim,  
23 accused or witness to the incident.

24 (3) A narrative for the incident, including the date,  
25 time and circumstances of the incident.

26 (4) What, if any, weapons were used or threatened to be  
27 used.

28 (5) A description of any injuries.

29 (6) A description of any evidence that would tend to  
30 establish that a crime of violence was committed.

1           (7) An indication of whether law enforcement was  
2           contacted and whether an arrest was or was not made.

3           (8) If an arrest was made, the crimes with which the  
4           accused was charged.

5           (c) Information concerning crimes of violence.--Each law  
6           enforcement agency and the Pennsylvania State Police shall  
7           transmit to the Pennsylvania State Police in a uniform manner  
8           prescribed by the Pennsylvania State Police, the information  
9           specified in subsection (b) related to crimes of violence on  
10          school grounds or property.

11          (d) Annual report.--The Pennsylvania State Police shall  
12          annually compile and analyze the incident report data received  
13          and publish a Statewide report concerning crimes of violence on  
14          school property and grounds. The Pennsylvania State Police shall  
15          transmit a copy of the annual report to the Governor and to the  
16          General Assembly.

17          Section 4. Repeal.

18          The provisions of 18 Pa.C.S. Ch. 91 are repealed insofar as  
19          they are inconsistent with this act.

20          Section 5. Effective date.

21          This act shall take effect in 60 days.