

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2200 Session of
2001

INTRODUCED BY DeLUCA, BUXTON, CAPPELLI, CIVERA, CORRIGAN, COSTA,
CREIGHTON, HERSHEY, LaGROTTA, LAUGHLIN, MELIO, R. MILLER,
S. MILLER, MUNDY, ROONEY, RUBLEY, SAINATO, SCRIMENTI,
STEELMAN, TANGRETTI, TIGUE, WILT, G. WRIGHT AND YOUNGBLOOD,
DECEMBER 3, 2001

REFERRED TO COMMITTEE ON EDUCATION, DECEMBER 3, 2001

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," imposing penalties for submitting a
6 false affidavit.

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

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

12 Section 1302.1. Penalties for Submitting a False
13 Affidavit.--(a) If it is found that information contained in
14 the affidavit provided for in section 1302 of this act is false,
15 the child must be removed from the school after notice of an
16 opportunity to appeal the removal pursuant to the appropriate
17 district grievance policy.

18 (b) If it is further found that a person wilfully and

1 knowingly has provided false information in the affidavit
2 provided for in section 1302 of this act to enroll a child in a
3 school district for which the child is not eligible, the affiant
4 is guilty of a misdemeanor of the third degree pursuant to 18
5 Pa.C.S. § 4903(b) (relating to false swearing).

6 (c) Upon conviction, the affiant shall be liable for and pay
7 a penalty, for the benefit of the school district in which the
8 affiant resides, not exceeding three hundred dollars (\$300) and
9 to pay court costs, and, in default of payment thereof, may be
10 sentenced to the county jail for a period not exceeding thirty
11 (30) days, and also must be required to pay to the school
12 district an amount equal to the cost to the district of
13 educating the child during the period of enrollment.

14 (d) The affidavit, which is required by the school districts
15 under this section, must include, in large print, the penalty
16 for providing false information on the affidavit.

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