

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 393 Session of 2011

INTRODUCED BY ORIE, ROBBINS, KASUNIC, ALLOWAY, BREWSTER, BROWNE,
COSTA, ERICKSON, RAFFERTY, TARTAGLIONE, WAUGH, D. WHITE,
WOZNIAK AND YAW, FEBRUARY 4, 2011

REFERRED TO EDUCATION, FEBRUARY 4, 2011

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," in interscholastic athletics
6 accountability, further providing for council recommendations
7 and standards and for the Pennsylvania Athletic Oversight
8 Committee.

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

11 Section 1. Section 1604-A(b) of the act of March 10, 1949
12 (P.L.30, No.14), known as the Public School Code of 1949, is
13 amended by adding a paragraph to read:

14 Section 1604-A. Council Recommendations and Standards.--* *

15 *

16 (b) The association shall take all steps necessary to comply
17 with the following standards:

18 * * *

19 (14) With the approval of the Pennsylvania Athletic
20 Oversight Committee, adopt and adhere to a records-access policy

1 consistent with the act of February 14, 2008 (P.L.6, No.3),
2 known as the "Right-to-Know Law." Notwithstanding any other
3 provision of law, the association shall be exempt from the
4 requirements of the "Right-to-Know Law." This paragraph shall
5 expire five (5) years from the effective date of this paragraph.

6 Section 2. Section 1605-A(b) and (c) of the act, added July
7 4, 2004 (P.L.536, No.70), are amended to read:

8 Section 1605-A. Pennsylvania Athletic Oversight Committee.--

9 * * *

10 (b) The [committee] Pennsylvania Athletic Oversight
11 Committee shall have six voting members who shall serve at the
12 pleasure of the appointing authority and be appointed as
13 follows:

14 (1) Three members of the Senate, of whom two shall be
15 appointed by the President pro tempore of the Senate and one
16 shall be appointed by the Minority Leader of the Senate. To the
17 greatest extent possible, appointees should have some experience
18 in interscholastic athletics or shall be parents of students
19 involved in interscholastic athletics.

20 (2) Three members of the House of Representatives, of whom
21 two shall be appointed by the Speaker of the House of
22 Representatives and one shall be appointed by the Minority
23 Leader of the House of Representatives. To the greatest extent
24 possible, appointees should have some experience in
25 interscholastic athletics or shall be parents of students
26 involved in interscholastic athletics.

27 (3) A chairman and vice chairman shall be elected from among
28 the members appointed under this subsection.

29 (c) The [committee] Pennsylvania Athletic Oversight
30 Committee shall meet at least once each year for the purpose of

1 reviewing the association's continued compliance with the
2 criteria listed in section 1604-A(a) and (b) and responding to
3 issues related to the activities of the association referred to
4 the [committee] Pennsylvania Athletic Oversight Committee. The
5 [committee] Pennsylvania Athletic Oversight Committee shall
6 issue an annual report of its findings to the President pro
7 tempore of the Senate and the Speaker of the House of
8 Representatives. The Pennsylvania Athletic Oversight Committee
9 shall make a recommendation to the General Assembly whether or
10 not to extend the provisions of section 1604-A(b) (14) for an
11 additional five (5) years.

12 Section 3. This act shall take effect immediately.