

## AMENDMENTS TO HOUSE BILL NO. 1660

Sponsor: SENATOR MARTIN

Printer's No. 1882

1 Amend Bill, page 2, lines 23 through 30; page 3, lines 1  
2 through 30; page 4, lines 1 through 20; by striking out all of  
3 said lines on said pages and inserting

4 (a) Beginning with the 2021-2022 school year and each school  
5 year thereafter, the following shall apply:

6 (1) Whenever an emergency, except an emergency due to an  
7 infectious disease, shall arise, which the board of school  
8 directors of a school district in the performance of its duties  
9 could not anticipate or foresee and the emergency is anticipated  
10 to continue for more than five (5) consecutive school days  
11 during which the school district is unable to provide in-person  
12 instruction of pupils, the board of school directors shall have  
13 the power to put into operation some or all of the temporary  
14 emergency provisions under subsection (c) by a majority vote of  
15 the board of school directors. In no event shall the temporary  
16 emergency provisions remain in effect for a period of more than  
17 sixty (60) calendar days unless an extension is approved by the  
18 board. Extensions may be approved for a period of no more than  
19 sixty (60) calendar days if all of the following conditions are  
20 met:

21 (i) The board of school directors approves the extension  
22 with a majority vote.

23 (ii) The board of school directors shall hold at least one  
24 public hearing prior to the vote to extend temporary emergency  
25 provisions.

26 (2) Whenever an emergency shall arise that is due to an  
27 infectious disease, which the board of school directors of a  
28 school district in the performance of its duties could not  
29 anticipate or foresee and the emergency is anticipated to  
30 continue for more than five (5) consecutive school days during  
31 which the school district is unable to provide in-person  
32 instruction of pupils, the board of school directors shall have  
33 the power to put into operation some or all of the temporary  
34 emergency provisions under subsection (c) by a majority vote of  
35 the board of school directors. In no event shall the temporary  
36 emergency provisions remain in effect for a period of more than  
37 twenty-one (21) calendar days. An extension and any successive

1 extensions may be approved for a period of no more than twenty-  
2 one (21) calendar days if all of the following conditions are  
3 met:

4 (i) The board of school directors approves the extension  
5 with a majority vote.

6 (ii) The board of school directors shall hold at least one  
7 public hearing prior to the vote to extend temporary emergency  
8 provisions.

9 (iii) There is an active local disaster emergency  
10 declaration issued by the governing body of a political  
11 subdivision under 35 Pa.C.S. § 7501(b) (relating to general  
12 authority of political subdivisions) or an active Statewide  
13 disaster emergency declared under 35 Pa.C.S. § 7301(c) (relating  
14 to general authority of Governor) directly related to the  
15 infectious disease resulting in the school district's inability  
16 to provide in-person instruction of pupils.

17 (b) Upon approving temporary emergency provisions under  
18 subsection (a)(1) or (2), the board of school directors shall  
19 adopt a written plan for the implementation of the temporary  
20 emergency provisions which include, at a minimum:

21 (1) An explanation of why the temporary emergency provisions  
22 are necessary.

23 (2) How long the temporary emergency provisions are expected  
24 to be in effect.

25 (3) How the school district will provide for the education  
26 of all impacted pupils while the temporary emergency provisions  
27 are in effect.

28 (c) The school district shall publish the written plan under  
29 subsection (b) on its publicly accessible Internet website and  
30 update the written plan for each approved extension of the  
31 temporary emergency provisions.

32 (d) Upon approving temporary emergency provisions under  
33 subsection (a)(1) or (2), a board of school directors may:

34 (1) Keep the schools of the district in session such days  
35 and number of days per week as the board of school directors  
36 deems feasible, but the provisions of this act requiring a  
37 minimum of one hundred eighty (180) session days as a school  
38 year shall not be affected by this paragraph.

39 (2) Reduce the length of time of daily instruction for  
40 various courses and classes.

41 (3) Provide instruction delivered in whole or in part using  
42 technology that may include the Internet, video conferencing or  
43 other electronic means to pupils participating at home or at  
44 other locations outside of a school building.

45 (e) Any school district, by invoking the powers under this  
46 section, shall not forfeit the school district's right to  
47 reimbursement by the Commonwealth or other State aid as  
48 otherwise provided for by this act.

49 (f) This section shall not be construed to prohibit a school  
50 district from operating a cyber education program.

51 (g) As used in this section, the following words and phrases

1 shall have the meanings given to them in this subsection unless  
2 the context clearly indicates otherwise:

3 "Infectious Disease" shall mean a disease that is caused by  
4 an infectious agent that may be transmittable from  
5 individual to individual, animal to individual or insect to  
6 individual or through any other mode of transmission.

7 "Emergency" shall mean an event that prevents a school  
8 building from opening due to any of the following:

9 (1) An infectious disease.

10 (2) A hazardous weather condition.

11 (3) A law enforcement emergency.

12 (4) The inoperability of school buses or other equipment  
13 necessary to the public school entity's operation.

14 (5) Damage to a school building.

15 (6) Another temporary circumstance rendering any portion of  
16 a school building unfit or unsafe for use.