

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2084 Session of 2021

INTRODUCED BY LAWRENCE, BERNSTINE, BROOKS, COX, SCHLEGEL CULVER, GLEIM, GUENST, HAMM, KAUFFMAN, KEEFER, MILLARD, B. MILLER, OWLETT, PICKETT, RYAN, SMITH, TOPPER AND WHEELAND, NOVEMBER 16, 2021

REFERRED TO COMMITTEE ON EDUCATION, NOVEMBER 16, 2021

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 school directors, providing for
6 liability.

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 330. Liability.--(a) A member of a board of school
13 directors of a school district shall not be personally liable
14 for civil damages on account of any injury to a person or
15 property caused by a vote or debate preceding a vote by the
16 member which is within the scope of the member's office,
17 provided that nothing in this paragraph shall be construed to
18 protect that person from suit or liability for any damage, loss,
19 injury or liability caused by the intentional, willful or wanton

1 misconduct of that person.

2 (b) This section shall not be construed to affect the
3 applicability of an existing statutory or common law privilege
4 or immunity that offers greater protection to a defendant than
5 is provided under this section.

6 (c) This section shall apply to a cause of action that
7 arises after the effective date of this section.

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