

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 802 Session of 2011

INTRODUCED BY PICCOLA, EARLL, ALLOWAY, D. WHITE, MENSCH,
EICHELBERGER, WAUGH, BROWNE AND HUGHES, MARCH 11, 2011

REFERRED TO EDUCATION, MARCH 11, 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 school health services, further
6 defining "school nurse" and "dental hygienist."

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

9 Section 1. The definitions of "school nurse" and "dental
10 hygienist" in section 1401 of the act of March 10, 1949 (P.L.30,
11 No.14), known as the Public School Code of 1949, repealed and
12 added July 15, 1957 (P.L.937, No.404) and amended August 9, 1963
13 (P.L.641, No.339), are amended to read:

14 Section 1401. Definitions.--As used in this article--

15 * * *

16 (8) "School nurse" means a licensed registered nurse who:

17 (i) is either properly certificated by the [Superintendent
18 of Public Instruction] Secretary of Education as a school nurse

19 [who] or has completed a training program on nursing in a school
20 environment that has been approved by the Department of

1 Education; and

2 (ii) is employed by a school district or joint school board
3 as a school nurse, or is employed in providing school nurse
4 services to children of school age by a county health unit or a
5 department or board of health of any municipality with which a
6 school district or joint school board has contracted for school
7 health services pursuant to the provisions of section 1411 of
8 this act. The employment of any nurse employed by a school
9 district or joint school board as a school nurse prior to the
10 effective date of this act shall not be affected by a contract
11 for school health services that may be entered into by any
12 school district or joint school board under the provisions of
13 this act.

14 (9) "Dental hygienist" means a dental hygienist licensed by
15 the State Dental Council and Examining Board, who:

16 (i) is assigned to a school district or joint school board,
17 or a dental hygienist licensed by the State Dental Council and
18 Examining Board and certificated as a school dental hygienist by
19 the [Superintendent of Public Instruction, who] Secretary of
20 Education; and

21 (ii) is employed by a school district or joint school board
22 as a dental hygienist. The employment of any dental hygienist
23 employed by a school district or joint school board as a dental
24 hygienist prior to the effective date of this act shall not be
25 affected by a contract for school health services that may be
26 entered into by any school district or joint school board under
27 the provisions of this act.

28 * * *

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