

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 99

Special Session No. 1 of
1995

INTRODUCED BY MADIGAN, FISHER, RHOADES, GERLACH, O'PAKE, HOLL,
ROBBINS, HELFRICK, HART, SALVATORE, BAKER AND ULIANA,
MAY 22, 1995

REFERRED TO EDUCATION, MAY 22, 1995

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 adjudication.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6341 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:

8 § 6341. Adjudication.

9 * * *

10 (b.1) School notification.--

11 (1) Upon finding a child to be a delinquent child, the
12 court shall, through the juvenile probation department,
13 provide the following information to the building principal
14 or his or her designee of any public, private or parochial
15 school in which the child is enrolled:

16 (i) Name and address of the child.

17 (ii) The delinquent act or acts which the child was
18 found to have committed.

1 (iii) A brief description of the delinquent act or
2 acts.

3 (iv) The disposition of the case.

4 (2) If the child is adjudicated delinquent for an act or
5 acts which if committed by an adult would be classified as a
6 felony, the court through the juvenile probation department
7 shall additionally provide to the building principal or his
8 or her designee relevant information contained in the
9 juvenile probation or treatment reports pertaining to the
10 adjudication, prior delinquent history and the supervision
11 plan of the delinquent child.

12 (3) Notwithstanding any provision set forth herein, the
13 court or juvenile probation department shall have the
14 authority to share any additional information regarding the
15 delinquent child under its jurisdiction with the building
16 principal or his or her designee as deemed necessary to
17 protect public safety or to enable appropriate treatment,
18 supervision or rehabilitation of the delinquent child.

19 (4) Information provided under this subsection is for
20 the limited purposes of protecting school personnel and
21 students from danger from the delinquent child and of
22 arranging appropriate counseling and education for the
23 delinquent child. Information obtained under this subsection
24 may not be used for admissions or disciplinary decisions
25 concerning the delinquent child unless the act or acts
26 surrounding the adjudication took place on or within 1,500
27 feet of the school property.

28 (5) Any information provided to the building principal
29 or his or her designee under this subsection shall be
30 maintained separately from the child's official school

1 record. Such information shall be secured and disseminated by
2 the building principal or his or her designee only as
3 appropriate in paragraph (4).

4 * * *

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