
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 412 Session of
2001

INTRODUCED BY KAISER, PERZEL, DeWEESE, GEORGE, ARMSTRONG,
CAPPABIANCA, YOUNGBLOOD, GORDNER, DERMODY, MELIO, BELARDI,
ALLEN, READSHAW, CORRIGAN, ORIE, MANDERINO, FAIRCHILD,
DeLUCA, MANN, LAUGHLIN, SOLOBAY, BELFANTI, WOGAN, GRUITZA,
TIGUE, PETRONE, TRICH, STABACK, WOJNAROSKI, HENNESSEY,
MARKOSEK, BISHOP, PISTELLA, YUDICHAK, TANGRETTI,
E. Z. TAYLOR, HARHAI, MICHLOVIC, CURRY, FRANKEL, SAMUELSON,
COSTA, M. COHEN, LEVDANSKY, FREEMAN, BEBKO-JONES,
C. WILLIAMS, PIPPY, JOSEPHS, HORSEY, TRELLO, McCALL, SAINATO,
CIVERA, BROWNE, GRUCELA AND NAILOR, JANUARY 31, 2001

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 27, 2002

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," further providing for health
6 recommendations AND FOR MANDATED WAIVERS FOR CHARTER SCHOOLS. <—

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

9 Section 1. Section 1406 of the act of March 10, 1949
10 (P.L.30, No.14), known as the Public School Code of 1949, added
11 July 15, 1957 (P.L.937, No.404), is amended to read:

12 Section 1406. Recommendations.--(a) Recommendations as to
13 medical, surgical or dental care shall be sent to each parent or
14 guardian and to the family physician or family dentist on forms
15 prepared or approved by the Secretary of Health with

1 instructions to the parent or guardian to consult the family
2 physician or family dentist and to notify the school authorities
3 of the action taken with respect to the recommendations.

4 (b) School physicians or school nurses shall inform teachers
5 of the health conditions of pupils which may affect behavior,
6 appearance or scholastic performance.

7 (c) Notice of the existence of and eligibility for the
8 program under Article XXIII of the act of May 17, 1921 (P.L.682,
9 No.284), known as "The Insurance Company Law of 1921," shall be
10 prepared by, paid for and provided to each school district in
11 Pennsylvania by the Insurance Department annually, not later
12 than the fifteenth day of August, in sufficient quantities to
13 provide the parent or legal guardian of every school student
14 enrolled in the district with such notice. The school district
15 shall provide such notice to the parent or guardian of each
16 student enrolled in the district during the school year. The
17 Insurance Department shall provide sufficient copies of the
18 notice to nonpublic schools upon request.

19 SECTION 2. SECTION 1714-B(G) OF THE ACT, ADDED MAY 10, 2000 <—
20 (P.L.44, NO.16), IS AMENDED TO READ:

21 SECTION 1714-B. MANDATE WAIVER PROGRAM.--* * *

22 (G) THE FOLLOWING PROVISIONS OF THIS ACT SHALL NOT BE
23 SUBJECT TO WAIVER PURSUANT TO THIS SECTION: SECTIONS 108, 110,
24 111, 321, 322, 323, 324, 325, 326, 327, 431, 436, 437, 440.1,
25 443, 510, 513, 518, 527, 701.1, 708, 736, 737, 738, 739, 740,
26 741, 751, 751.1, 752, 753, 755, 771, 776, 777, 808, 809, 810,
27 1303(A), 1310, 1317, 1317.1, 1317.2, 1318, 1327, 1327.1, 1330,
28 1332, 1361, 1366, 1501, 1502, 1513, 1517, 1518, 1521, 1523, 1546
29 AND 1547; PROVISIONS PROHIBITING DISCRIMINATION; ARTICLES VI,
30 XI, XI-A, XII, XIII-A, XIV AND XVII-A AND THIS ARTICLE.

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2 Section ~~2~~ 3. This act shall take effect in 60 days.

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