

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 797 Session of
2007

INTRODUCED BY WALKO, SOLOBAY, COHEN, BELFANTI, CALTAGIRONE,
CAPPELLI, DALEY, GABIG, HENNESSEY, JAMES, KIRKLAND, KORTZ,
KOTIK, MILLARD, MYERS, PEIFER, READSHAW, REICHLEY, SCAVELLO,
SCHRODER, SIPTROTH AND YOUNGBLOOD, MARCH 19, 2007

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 19, 2007

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for exceptions to
3 prohibition of interception and disclosure of communications.

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

6 Section 1. Section 5704 of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:

8 § 5704. Exceptions to prohibition of interception and
9 disclosure of communications.

10 It shall not be unlawful and no prior court approval shall be
11 required under this chapter for:

12 * * *

13 (17) A person to intercept oral communications for
14 disciplinary or security purposes on a school bus or school
15 vehicle, as those terms are defined in 75 Pa.C.S. § 102
16 (relating to definitions), if all of the following conditions
17 are met:

1 (i) The school board has adopted a policy that
2 authorizes audio interception on school buses or school
3 vehicles for disciplinary or security purposes.

4 (ii) Each school year, the school board notifies
5 students and their parents or guardians of the policy, by
6 letter mailed to the students' home addresses.

7 (iii) The school board posts a notice that students
8 may be audiotaped, which notice is clearly visible on
9 each school bus or school vehicle that is furnished with
10 audio-recording equipment.

11 This paragraph shall not apply when a school bus or school
12 vehicle is used for a purpose that is not school related.

13 Section 2. This act shall take effect immediately.