

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1170 Session of
2007

INTRODUCED BY DALEY, DeWEESE, BELFANTI, BEYER, CALTAGIRONE, COX,
CREIGHTON, DENLINGER, FABRIZIO, GEIST, HARHART, HERSHEY,
KORTZ, KOTIK, KULA, MYERS, PRESTON, SCAVELLO, WANSACZ AND
YOUNGBLOOD, APRIL 25, 2007

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 13, 2007

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 attendance in
6 other school districts and for attendance of nonresident
7 pupils.

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

10 Section 1. Sections 1313 and 1316 of the act of March 10,
11 1949 (P.L.30, No.14), known as the Public School Code of 1949,
12 are amended to read:

13 Section 1313. Attendance in Other Districts.--(a) Except as
14 set forth in subsection (b), the following apply:

15 (1) Where any pupil in any school district resides one and
16 one-half miles, or more, by the public road, from the nearest
17 public elementary school in the district, such pupil, unless
18 proper free transportation is furnished to a suitable school in
19 the district, may attend any public elementary school in another

1 school district more convenient of access, on obtaining the
2 consent of the board of school directors of such other school
3 district, and without the consent of the board of school
4 directors of the district where such pupil resides.

5 (2) The district where such pupil resides shall promptly
6 pay, to the district where such pupil attends, the tuition
7 charge provided for by this act.

8 (3) The board of school directors of any district may, on
9 account of convenience of access, or other reasons, permit any
10 pupils to attend the schools of another district.

11 (b) If the real property on which a pupil is a resident is
12 located in more than one school district, the pupil shall attend
13 school in the closest school district TO THE PUPIL'S HOME <—
14 regardless of school district boundaries; and there shall be no
15 tuition charges paid or charged by any district. THE SCHOOL <—
16 DISTRICT CLOSEST TO THE PUPIL'S RESIDENCE SHALL, UPON NOTICE OF
17 REGISTRATION, PROVIDE TRANSPORTATION TO THE PUPIL AT NO CHARGE.
18 NOTWITHSTANDING THE LOCATION OF THE PUPIL'S RESIDENCE,
19 TRANSPORTATION SERVICE UNDER THIS SUBSECTION IS REQUIRED ONLY
20 FROM A POINT ON THE PUPIL'S PROPERTY LYING WITHIN THE PROVIDING
21 SCHOOL DISTRICT.

22 Section 1316. Permitting Attendance of Non-resident
23 Pupils.--The board of school directors of any school district:

24 (1) under section 1313(b), shall permit non-resident pupils
25 to attend the public schools in its district without imposing
26 any terms; and

27 (2) in any other case, may permit any non-resident pupils to
28 attend the public schools in its district upon such terms as it
29 may determine, subject to the provisions of this act.

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