

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1938 Session of 2011

INTRODUCED BY SONNEY, GINGRICH, HESS, O'NEILL AND PEIFER,
OCTOBER 31, 2011

REFERRED TO COMMITTEE ON EDUCATION, OCTOBER 31, 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 interscholastic athletic
6 accountability, providing for participation by nonpublic
7 schools and private schools and for required divisions.

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

10 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
11 as the Public School Code of 1949, is amended by adding sections
12 to read:

13 Section 1606-A. Participation by Nonpublic Schools and
14 Private Schools.--(a) No nonpublic school or private school
15 that offers scholarships or tuition assistance to students
16 enrolled in the nonpublic school or private school may
17 participate in interscholastic athletic playoffs or
18 championships between public schools.

19 (b) Nothing in this section shall be construed to prohibit a
20 nonpublic school or private school from participating in regular

1 season play of interscholastic athletics with public schools.

2 Section 1607-A. Required divisions.--(a) The association
3 shall establish two divisions within the organization as
4 follows:

5 (1) Division I, which division shall consist of public
6 schools and nonpublic schools and private schools that do not
7 offer scholarships or tuition assistance to students.

8 (2) Division II, which division shall consist of nonpublic
9 schools and private schools that offer scholarships or tuition
10 assistance to students.

11 (b) The playoffs and championships of Division I shall be
12 held concurrently with the playoffs and championships of
13 Division II.

14 (c) The association shall revise its policies to implement
15 the provisions of this section.

16 Section 2. Nothing in this act shall be construed to require
17 the Pennsylvania Interscholastic Athletic Association to revise
18 current classifications by enrollment and the existing
19 classification structure may continue to exist within the
20 confines of the requirements for Divisions I and II as specified
21 in section 1607-A of the act.

22 Section 3. This act shall take effect in 60 days.