
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1012 Session of
2013

INTRODUCED BY GILLEN, BENNINGHOFF, R. BROWN, V. BROWN, COHEN,
COX, EVERETT, GINGRICH, KORTZ, LAWRENCE, MAHONEY AND MILLARD,
MARCH 15, 2013

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 15, 2013

AN ACT

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

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

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

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

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

13 * * *

14 (18) A person to intercept oral communications for
15 disciplinary or security purposes on a school bus or school
16 vehicle, as those terms are defined in 75 Pa.C.S. § 102
17 (relating to definitions), if all of the following conditions
18 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.

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

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

12 Section 2. This act shall take effect immediately.