

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2356 Session of 2014

INTRODUCED BY GILLEN, CALTAGIRONE, MALONEY, ROZZI, COX, HELM, FREEMAN, SCHLOSSBERG, NEILSON, V. BROWN, KAVULICH, MACKENZIE, KNOWLES, COHEN, SWANGER, MAHONEY, PICKETT, MAHER, CLYMER, BARRAR, MENTZER, SAYLOR, DAVIS, DAVIDSON, HARPER, GIBBONS, GINGRICH, BISHOP, FLECK, DeLUCA, MURT, BROOKS, WATSON, McNEILL, ROCK AND HARKINS, JUNE 18, 2014

AS REPORTED FROM COMMITTEE ON EDUCATION, HOUSE OF REPRESENTATIVES, AS AMENDED, OCTOBER 8, 2014

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 pupils and attendance, further
6 providing for penalties for violations of compulsory
7 attendance requirements.

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

10 Section 1. Section 1333(a)(1) of the act of March 10, 1949
11 (P.L.30, No.14), known as the Public School Code of 1949,
12 amended November 17, 1995 (1st Sp.Sess., P.L.1110, No.29), is
13 amended to read:

14 Section 1333. Penalties for Violation of Compulsory
15 Attendance Requirements.--(a) (1) Every parent, guardian, or
16 person in parental relation, having control or charge of any
17 child or children of compulsory school age, who shall
18 intentionally fail to comply with the provisions of this act

1 regarding compulsory attendance, shall on summary conviction
2 thereof, be sentenced to ~~pay~~ a fine, for the benefit of the <--
3 school district in which such offending person resides, not
4 exceeding three hundred dollars (\$300) and to pay court costs or
5 be sentenced to ~~complete~~ a parenting education program offered <--
6 and operated by a local school district, medical institution or
7 other community resources, or perform community service. ~~and,~~ <--
8 in default of the payment of such fine and costs or completion
9 of the parenting program by the person so offending, [shall] MAY <--
10 be sentenced to the county jail for a period not exceeding five
11 (5) days. Any person sentenced to pay any such fine may appeal
12 to the court of common pleas of the proper county, upon entering
13 into a recognizance, with one or more proper sureties, in double
14 the amount of penalty and costs. ~~Before~~ any proceedings are <--
15 instituted against any parent, guardian, or person in parental
16 relation, for failure to comply with the provisions of this act,
17 the district superintendent, attendance officer, or secretary of
18 the board of school directors, shall give the offending person
19 three (3) days' written notice of such violation. If, after such
20 notice has been given, the provisions of this act regarding
21 compulsory attendance are again violated by the persons so
22 notified, at any time during the term of compulsory attendance,
23 such person, so again offending, shall be liable under the
24 provisions of this section without further notice.

25 * * *

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