
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2210 Session of
2018

INTRODUCED BY CEPHAS, DEAN, A. DAVIS, RABB, YOUNGBLOOD, DAVIS,
SCHLOSSBERG, KINSEY, McCLINTON, HAGGERTY, KIRKLAND,
J. McNEILL, SOLOMON, SCHWEYER AND DALEY, APRIL 2, 2018

REFERRED TO COMMITTEE ON EDUCATION, APRIL 2, 2018

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, providing
6 for expungement of disciplinary records for nonviolent
7 offenses.

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 a
12 section to read:

13 Section 1318.1. Expungement of Disciplinary Records for
14 Nonviolent Offenses.--(a) Notwithstanding any other provision
15 of law to the contrary, a school district shall expunge a
16 suspension for a nonviolent offense which is not a crime of
17 violence as defined in 42 Pa.C.S. § 9714(g) (relating to
18 sentences for second and subsequent offenses) from a pupil's
19 disciplinary record if the pupil meets the following
20 requirements:

1 (1) The pupil completes community service or a resource-
2 based alternative to community service, including, but not
3 limited to, tutoring, mentoring, in-school suspension or job
4 training.

5 (2) The pupil submits proof of completing the community
6 service or a resource-based alternative required under paragraph
7 (1) to the principal of the school as specified under subsection
8 (b).

9 (3) The pupil exhibits a period of good behavior without
10 further disciplinary action.

11 (b) The following shall constitute sufficient proof of
12 completing the community service or a resource-based alternative
13 required under subsection (a) (1):

14 (1) If the community service or resource-based alternative
15 is completed at a school within the school district that the
16 pupil attends, a note from a school employe indicating that the
17 pupil completed the community service or a resource-based
18 alternative required under subsection (a) (1).

19 (2) If the community service or resource-based alternative
20 is completed through a program that is not operated by the
21 school district, a letter from an employe or volunteer of the
22 program indicating that the pupil completed the community
23 service or a resource-based alternative required under
24 subsection (a) (1).

25 (c) A school district shall establish policies regarding the
26 minimum hours of community service or a resource-based
27 alternative and the length of time necessary for a student to
28 show good behavior in order to meet the requirements for
29 expungement under this section.

30 (d) A school district shall expunge a suspension for a

1 nonviolent offense which is not a crime of violence as defined
2 in 42 Pa.C.S. § 9714(g) from a pupil's disciplinary record at
3 the end of the school year in which the pupil satisfies the
4 requirements under this section.

5 (e) Nothing in this section shall be construed to eliminate
6 or change a school district's obligation to notify parents,
7 report offenses resulting in suspension to the department or
8 otherwise maintain suspension or expulsion data of a pupil who
9 does not satisfy the requirements under this section.

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