
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1507 Session of
2019

INTRODUCED BY GAYDOS, BERNSTINE, GROVE, JAMES, KIRKLAND,
MILLARD, READSHAW, SCHLOSSBERG AND THOMAS, MAY 23, 2019

REFERRED TO COMMITTEE ON EDUCATION, MAY 23, 2019

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 assignment of sex offenders.

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

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

12 Section 1310.2. Assignment of Sex Offenders.--(a) Upon
13 discharge, parole, transfer to a community correctional facility
14 or other authorized leave or release of a sex offender, the
15 board of school directors of a school district where the sex
16 offender resides and is enrolled as a student shall assign the
17 sex offender to a school building that is not attended by a
18 victim or a sibling of a victim of the sex offender. The board
19 of school directors may satisfy the provisions of this
20 subsection by placing the sex offender in another school

1 building within the school district, a cyber education program,
2 a charter school, a cyber charter school, a regional charter
3 school, an intermediate unit, an area vocational-technical
4 school, a nonpublic school or another school district.

5 (b) If the sex offender is under eighteen (18) years of age,
6 the parent or legal guardian shall be responsible for the
7 transportation of the sex offender to and from the school
8 building where the board of school directors assigns the sex
9 offender under subsection (a).

10 (c) Upon discharge, parole, transfer to a community
11 correctional facility or other authorized leave or release of a
12 sex offender, the Secretary of Corrections shall send notice of
13 the discharge, parole, transfer or other authorized leave or
14 release to all of the following:

15 (1) The board of school directors of the school district
16 where the sex offender intends to reside.

17 (2) The public school entity, cyber education program,
18 charter school, cyber charter school, regional charter school or
19 intermediate unit, area vocational-technical school or nonpublic
20 school that the sex offender will attend, if known.

21 (d) As used in this section, the following words and phrases
22 shall have the meanings given to them in this subsection unless
23 the context clearly indicates otherwise:

24 "Cyber education program" means a program through which a
25 school district uses the Internet or other electronic means to
26 exclusively provide instruction to a student.

27 "School building" means a building owned by or under the
28 control of a school district, charter school, regional charter
29 school, intermediate unit, area vocational-technical school or
30 nonpublic school where classes are taught on a regular basis.

1 "Sex offender" means an individual who meets the following
2 criteria:

3 (1) The individual is under twenty-two (22) years of age.

4 (2) The individual seeks to hold a certificate of graduation
5 from a regularly accredited, licensed, registered or approved
6 high school.

7 (3) The individual is convicted of an offense under any of
8 the following:

9 (i) 18 Pa.C.S. § 3011 (relating to trafficking in
10 individuals).

11 (ii) 18 Pa.C.S. § 3012 (relating to involuntary servitude).

12 (iii) 18 Pa.C.S. § 3013 (relating to patronizing a victim of
13 sexual servitude).

14 (iv) 18 Pa.C.S. § 3121 (relating to rape).

15 (v) 18 Pa.C.S. § 3122.1 (relating to statutory sexual
16 assault).

17 (vi) 18 Pa.C.S. § 3123 (relating to involuntary deviate
18 sexual intercourse).

19 (vii) 18 Pa.C.S. § 3124.1 (relating to sexual assault).

20 (viii) 18 Pa.C.S. § 3125 (relating to aggravated indecent
21 assault).

22 (ix) 18 Pa.C.S. § 3126 (relating to indecent assault).

23 (x) 18 Pa.C.S. § 3127 (relating to indecent exposure).

24 (xi) 18 Pa.C.S. § 3131 (relating to unlawful dissemination
25 of intimate image).

26 (xii) 18 Pa.C.S. § 5901 (relating to open lewdness).

27 (xiii) 18 Pa.C.S. § 5902 (relating to prostitution and
28 related offenses).

29 (xiv) 18 Pa.C.S. § 5903 (relating to obscene and other
30 sexual materials and performances).

1 (xv) 18 Pa.C.S. § 6312 (relating to sexual abuse of
2 children).

3 (xvi) 18 Pa.C.S. § 6320 (relating to sexual exploitation of
4 children).

5 (xvii) 18 U.S.C. Ch. 109A (relating to sexual abuse).

6 (xviii) 18 U.S.C. Ch. 110 (relating to sexual exploitation
7 and other abuse of children).

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