

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2758 Session of 2020

INTRODUCED BY D. MILLER, INNAMORATO, A. DAVIS, MADDEN,  
 PASHINSKI, McNEILL, McCARTER, FREEMAN, KINSEY, HANBIDGE,  
 HOHENSTEIN, DRISCOLL, STEPHENS, DeLUCA, DONATUCCI, KENYATTA,  
 HOWARD, HILL-EVANS, READSHAW, CIRESI, McCLINTON, DEASY AND  
 GREEN, AUGUST 13, 2020

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, AUGUST 13, 2020

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An  
 2 act to consolidate, editorially revise, and codify the public  
 3 welfare laws of the Commonwealth," in departmental powers and  
 4 duties as to supervision, providing for requirements specific  
 5 to school-age programs.

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

8 Section 1. The act of June 13, 1967 (P.L.31, No.21), known  
 9 as the Human Services Code, is amended by adding a section to  
 10 read:

11 Section 923. Requirements Specific to School-Age Programs.--

12 (a) Notwithstanding any other law, if a child is required to be  
 13 enrolled in school, is not enrolled and is not exempted from  
 14 enrollment under the act of March 10, 1949 (P.L.30, No.14),  
 15 known as the Public School Code of 1949, a child care facility  
 16 or children's institution may not admit the child for care  
 17 during the hours when the child is required by law to attend  
 18 school, except during a declaration by the Governor of disaster

1 emergency under 35 Pa.C.S. § 7301(c) (relating to general  
2 authority of Governor) that eliminates or curtails in-person  
3 learning.

4 (b) This section shall not affect other educational  
5 compliance requirements for a school.

6 (c) As used in this section, the following words and phrases  
7 shall have the meanings given to them in this subsection unless  
8 the context clearly indicates otherwise:

9 "School" means a public or private school under the Public  
10 School Code of 1949, including, but not limited to, a charter  
11 school, regional charter school, intermediate unit, area career  
12 and technical school or entity in which a resident of this  
13 Commonwealth may legally fulfill the compulsory school  
14 attendance requirements of the Public School Code of 1949 and  
15 which meets the requirements of Title VI of the Civil Rights Act  
16 of 1964 (Public Law 88-352, 78 Stat. 241).

17 Section 2. This act shall take effect immediately.