
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2768 Session of
2020

INTRODUCED BY STEPHENS, MERSKI, HANBIDGE, McNEILL, MILLARD,
DRISCOLL, BOBACK, DeLUCA, DONATUCCI, SCHLEGEL CULVER, ROZZI
AND HEFFLEY, AUGUST 13, 2020

REFERRED TO COMMITTEE ON EDUCATION, AUGUST 13, 2020

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 school health services, further
6 providing for confidentiality, transference and removal of
7 health records.

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

10 Section 1. Section 1409 of the act of March 10, 1949
11 (P.L.30, No.14), known as the Public School Code of 1949, is
12 amended by adding a subsection to read:

13 Section 1409. Confidentiality, Transference and Removal of
14 Health Records.--* * *

15 (d) The following apply:

16 (1) The Department of Health or the local board or
17 department of health shall report any positive or presumptive
18 case of COVID-19 that occurs in a student or an employee of a
19 school entity or in a provider of services or contractor who
20 works at the school entity to the school entity. Within twenty-

1 four (24) hours of receipt of the information of a positive case
2 of COVID-19 in an employee or a student of the school entity
3 under this paragraph, the school entity shall notify employees
4 and the parents of the students who work or receive instruction
5 in the same school building as the COVID-19-positive employee or
6 student of the existence of the COVID-19-positive employee or
7 student. The school entity shall provide educational support to
8 students who are not permitted to receive instruction at the
9 school entity due to a positive or presumptive case of COVID-19
10 within the school entity.

11 (2) As used in this subsection, the following words and
12 phrases shall have the meanings given to them in this paragraph:

13 "COVID-19" means the novel coronavirus as identified in the
14 proclamation of disaster emergency issued by the Governor on
15 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and
16 any renewal of the state of disaster emergency.

17 "Local board or department of health" means as the term is
18 defined in section 2(f) of the act of April 23, 1956 (1955
19 P.L.1510, No.500), known as the "Disease Prevention and Control
20 Law of 1955."

21 "School entity" means any school district, intermediate unit,
22 career and technical center, charter school, regional charter
23 school, cyber charter school, private or nonpublic school.

24 Section 2. This act shall take effect immediately.