

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2787 Session of 2020

INTRODUCED BY REESE, JONES, BARRAR, BERNSTINE, BOROWICZ, CAUSER, COX, SCHLEGEL CULVER, DAVANZO, DAY, DELOZIER, DOWLING, DUNBAR, DUSH, ECKER, EMRICK, EVERETT, FEE, GABLER, GLEIM, GROVE, HEFFLEY, HICKERNELL, IRVIN, JOZWIAK, KAUFFMAN, KEEFER, KLUNK, KNOWLES, KORTZ, LEWIS, MACKENZIE, MARSHALL, METCALFE, METZGAR, MILLARD, B. MILLER, MIZGORSKI, MOUL, NEILSON, NELSON, OBERLANDER, OWLETT, PEIFER, PICKETT, POLINCHOCK, READSHAW, RIGBY, ROAE, ROTHMAN, ROWE, RYAN, SANKEY, SAYLOR, SCHMITT, SONNEY, STAATS, THOMAS, TOPPER, WARNER, ZIMMERMAN, STRUZZI, LONGIETTI, SAINATO, BURNS, PETRARCA, KULIK, MIHALEK, KAIL, MUSTELLO, GAYDOS, O'NEAL, TOMLINSON AND JAMES, AUGUST 18, 2020

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, SEPTEMBER 1, 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, PROVIDING <--
6 FOR PRECAUTIONS AGAINST SPREAD OF COVID-19; AND, in terms and
7 courses of study, providing for sports and extracurricular
8 activities during COVID-19 pandemic.

9 The General Assembly of the Commonwealth of Pennsylvania

10 hereby enacts as follows:

11 Section 1. The act of March 10, 1949 (P.L.30, No.14), known
12 as the Public School Code of 1949, is amended by adding a <--

13 ~~section~~ SECTIONS to read: <--

14 SECTION 1416.1. PRECAUTIONS AGAINST SPREAD OF COVID-19.-- <--

15 NOTWITHSTANDING ANY DESIGNATION BY THE FEDERAL GOVERNMENT THAT

1 TEACHERS AND SUPPORT STAFF ARE CONSIDERED ESSENTIAL PERSONNEL,
2 NO PERSON HAVING ANY FORM OF COVID-19 IN A TRANSMISSIBLE STAGE
3 MAY BE PERMITTED INSIDE A SCHOOL ENTITY OR TO PARTICIPATE IN
4 PERSON IN ANY SPORTS OR EXTRACURRICULAR ACTIVITIES. THE
5 SECRETARY OF HEALTH AND THE SECRETARY OF EDUCATION MAY ISSUE
6 FURTHER GUIDANCE TO SCHOOL ENTITIES TO IMPLEMENT THE PROVISIONS
7 OF THIS SECTION.

8 Section 1501.10. Sports and Extracurricular Activities
9 During COVID-19 Pandemic.--(a) Notwithstanding any other
10 provision of law, the governing authority of a school entity or
11 nonpublic school shall have the exclusive authority to determine
12 whether to hold school sports activities, including
13 competitions, intramural play and scrimmages, and other in-
14 person extracurricular activities during the 2020-2021 school
15 year.

16 (b) A school entity shall develop an athletic, health and
17 safety plan addressing school sports and other in-person
18 extracurricular activities during the 2020-2021 school year. A
19 school entity shall determine and include the following in the
20 plan:

21 (1) Safety protocols for permitting visitors and spectators
22 to attend sports and in-person extracurricular activities.

23 (2) Limits on gatherings for indoor and outdoor sports and
24 in-person extracurricular activities to ensure social
25 distancing.

26 (3) Protocols for sports consistent with the Centers for
27 Disease Control and Prevention Considerations for Youth Sports.

28 (4) Methods of ensuring that social distancing and other
29 safety measures are in place for students, staff and spectators.

30 (5) RULES THAT WILL BE ENFORCED TO ENSURE THAT THE

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1 REQUIREMENTS OF SECTION 1416.1 ARE MET.

2 (c) A school entity shall post the athletic, health and
3 safety plan on its publicly accessible Internet website and
4 submit the plan to the Department of Education. A school entity
5 may amend the athletic, health and safety plan as needed.

6 ~~(d) A nonpublic school may develop an athletic, health and~~ <--
7 ~~safety plan.~~

8 ~~(e) (D) As used in this section, the following words and~~ <--
9 ~~phrases shall have the meanings given to them in this subsection~~
10 ~~unless the context clearly indicates otherwise:~~

11 ~~"School entity." A school district, NONPUBLIC SCHOOL,~~ <--
12 ~~intermediate unit, area career and technical school, charter~~
13 ~~school, regional charter school or cyber charter school.~~

14 Section 2. This act shall take effect immediately.