
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 750 Session of
2021

INTRODUCED BY CRUZ, HOWARD, BURGOS, SANCHEZ, NEILSON AND LEE,
MARCH 3, 2021

REFERRED TO COMMITTEE ON EDUCATION, MARCH 3, 2021

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 definitions and providing for notice of peanut
7 or tree nut allergies.

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

10 Section 1. Section 1401 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 clause to read:

13 Section 1401. Definitions.--As used in this article--

14 * * *

15 (17) "School building" means a facility used by the school
16 district for the purpose of teaching elementary or middle school
17 students.

18 Section 2. The act is amended by adding a section to read:

19 Section 1422.4. Notice of Peanut or Tree Nut Allergies.--(a)

20 A school that enrolls an elementary or middle school student who

1 has a peanut or tree nut allergy shall post a notice that a
2 student within the school building has a peanut or tree nut
3 allergy. The notice may not identify the student with the
4 allergy. The notice shall be placed in plain view within the
5 school building at every point of entry and in the cafeteria.

6 (b) The school that enrolls the student under subsection (a)
7 shall prohibit the sale of a product containing a peanut or tree
8 nut in the cafeteria.

9 (c) The school that enrolls the student under subsection (a)
10 shall notify the school district or joint school board. Within a
11 reasonable time after receiving the notice, the school district
12 or joint school board shall designate all of the following:

13 (1) a cafeteria table to be peanut or tree nut free; and

14 (2) one classroom per grade level to be peanut or tree nut
15 free.

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