

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1813 Session of 2021

INTRODUCED BY M. MACKENZIE, BOBACK, SCHLEGEL CULVER, LEWIS DELROSSO, JAMES, R. MACKENZIE, MIZGORSKI, ROWE, RYAN, N. NELSON, INNAMORATO AND CIRESI, AUGUST 31, 2021

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 28, 2022

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 military child advance enrollment.

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 1302.1. Military Child Advance Enrollment.--(a) A
13 SCHOOL DISTRICT SHALL DEVELOP A POLICY OR REVISE AN EXISTING <--
14 POLICY ON ENROLLMENT OF STUDENTS TO ALLOW A child whose parent
15 or legal guardian is an active duty member of the armed forces
16 of the United States, including a reserve component, and has
17 received official military orders to transfer into or within
18 this Commonwealth shall be eligible to establish residency for <--
19 purposes of section 1302 in the school district in which the

1 ~~child will be residing, upon providing a copy of the official~~
2 ~~military orders to the school district.~~

3 ~~(b) The receiving school district shall enroll a child who~~
4 ~~establishes residency under subsection (a) at least one business~~
5 ~~day before the arrival date specified in the military order.~~

6 ~~(c) A child who establishes residency under subsection (a)~~
7 ~~TO ENROLL IN THE SCHOOL DISTRICT PRIOR TO ESTABLISHING RESIDENCY <--~~
8 ~~FOR PURPOSES OF SECTION 1302 UPON PROVIDING A COPY OF THE~~
9 ~~OFFICIAL MILITARY ORDERS TO THE SCHOOL DISTRICT AND PROOF OF THE~~
10 ~~PARENT OR LEGAL GUARDIAN'S INTENTION TO MOVE INTO THE SCHOOL~~
11 ~~DISTRICT. PROOF UNDER THIS SUBSECTION MAY INCLUDE A SIGNED~~
12 ~~CONTRACT TO PURCHASE A HOME, A SIGNED LEASE AGREEMENT OR A~~
13 ~~STATEMENT FROM THE PARENT OR LEGAL GUARDIAN STATING THEIR~~
14 ~~INTENTION TO MOVE INTO THE SCHOOL DISTRICT.~~

15 ~~(B) THE PARENT OR LEGAL GUARDIAN OF A CHILD ENROLLED IN A~~
16 ~~SCHOOL DISTRICT UNDER SUBSECTION (A) must provide to the school~~
17 ~~district proof of residence in the SCHOOL district no later than <--~~
18 ~~ten (10) days after the arrival date specified in the military~~
19 ~~order.~~

20 Section 2. This act shall take effect immediately.