

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 907 Session of 2023

INTRODUCED BY REGAN, BREWSTER, ROBINSON, DiSANTO, ROTHMAN, ARGALL AND K. WARD, SEPTEMBER 7, 2023

AS AMENDED ON SECOND CONSIDERATION, NOVEMBER 15, 2023

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 SAFETY AND SECURITY, <--
6 FURTHER PROVIDING FOR SCHOOL SAFETY AND SECURITY COORDINATOR;
7 AND, in school security, FURTHER PROVIDING FOR DUTIES OF <--
8 COMMISSION AND providing for school security personnel.

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 to read:~~

14 SECTION 1. SECTIONS 1309-B(C) AND 1315-C OF THE ACT OF MARCH <--
15 10, 1949 (P.L.30, NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF
16 1949, ARE AMENDED BY ADDING PARAGRAPHS TO READ:

17 SECTION 1309-B. SCHOOL SAFETY AND SECURITY COORDINATOR.

18 * * *

19 (C) SPECIFIC DUTIES.--THE SCHOOL SAFETY AND SECURITY
20 COORDINATOR SHALL:

21 * * *

1 (5.1) NO LATER THAN JUNE 30, 2024, AND EACH JUNE 30
2 THEREAFTER, MAKE A REPORT TO THE SCHOOL ENTITY'S BOARD OF
3 DIRECTORS ON THE SCHOOL ENTITY'S CURRENT SCHOOL SECURITY
4 PERSONNEL. THE FOLLOWING APPLY:

5 (I) EACH REPORT SHALL BE PRESENTED TO THE SCHOOL
6 ENTITY'S BOARD OF DIRECTORS AT AN EXECUTIVE SESSION OF
7 THE SCHOOL ENTITY'S BOARD OF DIRECTORS.

8 (II) EACH REPORT SHALL BE SUBMITTED TO THE COMMITTEE
9 AND SHALL NOT BE SUBJECT TO THE ACT OF FEBRUARY 14, 2008
10 (P.L.6, NO.3), KNOWN AS THE RIGHT-TO-KNOW LAW.

11 (III) EACH REPORT SHALL INCLUDE:

12 (A) THE NUMBER OF SCHOOL SECURITY PERSONNEL, AS
13 DEFINED IN SECTION 1301-C, BROKEN OUT BY TYPE.

14 (B) THE NUMBER OF EACH SCHOOL POLICE OFFICER,
15 EACH SCHOOL RESOURCE OFFICER AND EACH SCHOOL SECURITY
16 GUARD THAT IS ARMED.

17 (C) THE SCHOOL BUILDING AT WHICH EACH SCHOOL
18 SECURITY PERSONNEL IS ASSIGNED.

19 (D) THE TRAINING, INCLUDING TYPE OF TRAINING AND
20 DATES COMPLETED, BY EACH SCHOOL SECURITY PERSONNEL.

21 (E) A LISTING OF OTHER INDIVIDUALS UTILIZED FOR
22 SCHOOL-SAFETY-RELATED DUTIES.

23 * * *

24 SECTION 1315-C. DUTIES OF COMMISSION.

25 THE COMMISSION SHALL HAVE THE FOLLOWING DUTIES UNDER THIS
26 ARTICLE:

27 * * *

28 (5) ESTABLISH CRITERIA FOR GRANTING SCHOOL ENTITIES
29 WAIVERS FOR THE REQUIREMENTS IN SECTION 1316-C(A). THE
30 CRITERIA SHALL INCLUDE, AT A MINIMUM, THE FOLLOWING:

1 (I) DOCUMENTATION THAT THE SCHOOL ENTITY DOES NOT
2 HAVE A MUNICIPAL POLICE DEPARTMENT OR LAW ENFORCEMENT
3 AGENCY THAT IS ABLE TO PROVIDE A SCHOOL RESOURCE OFFICER.

4 (II) DOCUMENTATION THAT THE SCHOOL ENTITY HAS BEEN
5 UNABLE TO HIRE OR CONTRACT A SCHOOL POLICE OFFICER.

6 (III) DOCUMENTATION THAT THE SCHOOL ENTITY HAS BEEN
7 UNABLE TO HIRE OR CONTRACT A SCHOOL SECURITY GUARD.

8 SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
9 Section 1316-C. School security personnel.

10 (a) School day.--Notwithstanding any other provision of law,
11 beginning with the 2024-2025 school year, a school entity shall
12 have one armed school security personnel on duty during the
13 school day at each school building. AS FOLLOWS: <--

14 (1) BEGINNING WITH THE 2025-2026 SCHOOL YEAR, A SCHOOL
15 ENTITY SHALL HAVE ONE ARMED SCHOOL SECURITY PERSONNEL ON DUTY
16 DURING THE SCHOOL DAY AT 33% OF SCHOOL BUILDINGS.

17 (2) BEGINNING WITH THE 2026-2027 SCHOOL YEAR, A SCHOOL
18 ENTITY SHALL HAVE ONE ARMED SCHOOL SECURITY PERSONNEL ON DUTY
19 DURING THE SCHOOL DAY AT 66% OF SCHOOL BUILDINGS.

20 (3) BEGINNING WITH THE 2027-2028 SCHOOL YEAR, A SCHOOL
21 ENTITY SHALL HAVE ONE ARMED SCHOOL SECURITY PERSONNEL ON DUTY
22 DURING THE SCHOOL DAY AT 100% OF SCHOOL BUILDINGS.

23 (b) Extracurricular activities.--A governing body of a
24 school entity may decide to have an armed school security
25 personnel on duty in a school building or on school premises
26 during extracurricular activities that occur outside of the
27 school day.

28 (c) Certification.--A school entity must certify to the
29 School Safety and Security Committee that an armed school
30 security personnel satisfies the requirements of this article.

1 (d) Powers and duties.--

2 (1) School police officers shall have the powers and
3 duties provided under section 1302-C.

4 (2) School resource officers shall have the powers and
5 duties provided under section 1313-C.

6 (3) School security guards shall have the powers and
7 duties provided under section 1314-C.

8 (4) School security personnel may have other duties as
9 assigned by the school entity.

10 (e) Funding.--Money allocated to the School Safety and
11 Security Fund for the School Safety and Security Grant Program
12 may be used for the requirements of this section.

13 (F) WAIVER.--A SCHOOL ENTITY THAT IS UNABLE TO MEET THE <--
14 REQUIREMENTS IN SECTION 1316-C(A) MAY APPLY FOR A WAIVER TO THE
15 COMMITTEE. THE COMMITTEE MAY WAIVE THE REQUIREMENTS IN THE CASE
16 OF A SCHOOL ENTITY THAT PROVIDES AN ATTESTATION THAT IT ACTED IN
17 GOOD FAITH BUT IS UNABLE TO FULFILL THE CRITERIA. A WAIVER SHALL
18 EXPIRE ONE YEAR AFTER ITS APPROVAL BY THE COMMITTEE.

19 ~~(f)~~ (G) Definitions.--As used in this section, the following <--
20 words and phrases shall have the meanings given to them in this
21 subsection unless the context clearly indicates otherwise:

22 "School building." A building owned by or under the control
23 of a school entity where classes are taught or extracurricular
24 activities are conducted on a regular basis.

25 "School day." The hours between the morning opening of a
26 school building and the afternoon dismissal of students on a day
27 which classes are in session.

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