
 THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. **49** Session of
2019

INTRODUCED BY BROWN, PICKETT, T. DAVIS, RYAN, MURT, MACKENZIE,
KAUFFMAN, BERNSTINE, MILLARD, MENTZER, ZIMMERMAN, LONGIETTI,
SAINATO, YOUNGBLOOD, WARREN, FREEMAN, SCHWEYER, SAYLOR,
STAATS, HAHN, NEILSON, STRUZZI, GAYDOS, WHEELAND, MULLINS,
STURLA, ROTHMAN, KORTZ AND KINSEY, JANUARY 28, 2019

SENATOR LANGERHOLC, EDUCATION, IN SENATE, AS AMENDED,
OCTOBER 21, 2019

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 high schools, further providing~~ <--
6 ~~for courses of study.~~ IN SCHOOL SECURITY, FURTHER PROVIDING <--
7 FOR DEFINITIONS, FOR SCHOOL POLICE OFFICERS, FOR TRAINING,
8 FOR POWERS AND DUTIES, FOR SCHOOL RESOURCE OFFICERS AND FOR
9 SCHOOL SECURITY GUARDS; IN HIGH SCHOOLS, FURTHER PROVIDING
10 FOR COURSES OF STUDY; IN MISCELLANEOUS PROVISIONS RELATING TO
11 INSTITUTIONS OF HIGHER EDUCATION, FURTHER PROVIDING FOR
12 PUBLIC HIGHER EDUCATION FUNDING COMMISSION; AND, IN FOSTERING
13 INDEPENDENCE THROUGH EDUCATION, FURTHER PROVIDING FOR
14 FOSTERING INDEPENDENCE WAIVER PROGRAM.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 ~~Section 1. Section 1605 of the act of March 10, 1949~~ <--
18 ~~(P.L.30, No.14), known as the Public School Code of 1949, is~~
19 ~~amended by adding a subsection to read:~~

20 SECTION 1. THE DEFINITION OF "SCHOOL SECURITY GUARD" IN <--
21 SECTION 1301-C OF THE ACT OF MARCH 10, 1949 (P.L.30, NO.14),

1 KNOWN AS THE PUBLIC SCHOOL CODE OF 1949, AMENDED JULY 2, 2019
2 (P.L.406, NO.67), IS AMENDED TO READ:

3 SECTION 1301-C. DEFINITIONS.

4 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
6 CONTEXT CLEARLY INDICATES OTHERWISE:

7 * * *

8 "SCHOOL SECURITY GUARD." AN INDIVIDUAL EMPLOYED BY A SCHOOL
9 ENTITY, NONPUBLIC SCHOOL OR A THIRD-PARTY VENDOR OR AN
10 INDEPENDENT CONTRACTOR WHO IS ASSIGNED TO A SCHOOL FOR ROUTINE
11 SAFETY AND SECURITY DUTIES AND HAS NOT BEEN GRANTED POWERS UNDER
12 SECTION [1306-C(3)] 1306-C(A)(3) OR (B).

13 * * *

14 SECTION 2. SECTIONS 1302-C(B)(2), 1305-C(A), 1306-C, 1313-
15 C(A.1)(2) AND 1314-C(B) OF THE ACT, AMENDED JULY 2, 2019
16 (P.L.406, NO.67), ARE AMENDED TO READ:
17 SECTION 1302-C. SCHOOL POLICE OFFICERS.

18 * * *

19 (B) APPOINTMENT.--

20 * * *

21 (2) THE JUDGE MAY, AT THE REQUEST OF THE SCHOOL ENTITY
22 OR NONPUBLIC SCHOOL, GRANT THE SCHOOL POLICE OFFICER THE
23 POWERS AS PROVIDED UNDER SECTION 1306-C(B), THE AUTHORITY TO
24 ISSUE CITATIONS FOR SUMMARY OFFENSES AS PROVIDED IN SECTION
25 [1306-C(3)] 1306-C(A)(3) OR THE AUTHORITY TO DETAIN STUDENTS
26 UNTIL THE ARRIVAL OF LOCAL LAW ENFORCEMENT OR ANY COMBINATION
27 THEREOF.

28 * * *

29 SECTION 1305-C. TRAINING.

30 (A) GENERAL RULE.--A SCHOOL POLICE OFFICER WHO HAS BEEN

1 GRANTED POWERS UNDER SECTION [1306-C(3)] 1306-C(A)(3) OR (B) OR
2 HAS BEEN AUTHORIZED TO CARRY A FIREARM MUST, BEFORE ENTERING
3 UPON THE DUTIES OF THE OFFICE, SATISFY THE FOLLOWING:

4 (1) SUCCESSFULLY COMPLETE BASIC TRAINING AS REQUIRED BY
5 THE MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING
6 COMMISSION UNDER 53 PA.C.S. CH. 21 SUBCH. D (RELATING TO
7 MUNICIPAL POLICE EDUCATION AND TRAINING) OR HAS GRADUATED
8 FROM THE PENNSYLVANIA STATE POLICE ACADEMY, HAS BEEN EMPLOYED
9 AS A STATE TROOPER WITH THE PENNSYLVANIA STATE POLICE AND HAS
10 SEPARATED FROM THAT SERVICE IN GOOD STANDING.

11 (2) (I) SUCCESSFULLY COMPLETE THE BASIC SCHOOL RESOURCE
12 OFFICER COURSE OFFERED BY THE NATIONAL ASSOCIATION OF
13 SCHOOL RESOURCE OFFICERS OR AN EQUIVALENT COURSE OF
14 INSTRUCTION APPROVED BY THE COMMISSION.

15 (II) A SCHOOL POLICE OFFICER WHO IS [CURRENTLY]
16 EMPLOYED OR CONTRACTED BY A SCHOOL ENTITY OR NONPUBLIC
17 SCHOOL BEFORE SEPTEMBER 2, 2019, SHALL HAVE [SIX MONTHS
18 FROM THE EFFECTIVE DATE OF THIS PARAGRAPH] UNTIL THE
19 BEGINNING OF THE 2020-2021 SCHOOL YEAR TO COMPLETE THE
20 INSTRUCTION.

21 * * *

22 SECTION 1306-C. POWERS AND DUTIES.

23 (A) GENERAL RULE.--A SCHOOL POLICE OFFICER APPOINTED UNDER
24 SECTION 1302-C(B) SHALL POSSESS AND EXERCISE ALL THE FOLLOWING
25 POWERS AND DUTIES:

26 (1) TO ENFORCE GOOD ORDER IN SCHOOL BUILDINGS, ON SCHOOL
27 BUSES AND ON SCHOOL GROUNDS IN THE RESPECTIVE SCHOOL ENTITIES
28 OR NONPUBLIC SCHOOLS. FOR PURPOSES OF THIS PARAGRAPH, THE
29 TERM "SCHOOL BUS" SHALL INCLUDE A VEHICLE LEASED BY THE
30 SCHOOL ENTITY OR NONPUBLIC SCHOOL TO TRANSPORT STUDENTS AND A

1 VEHICLE OF MASS TRANSIT USED BY STUDENTS TO GO TO AND FROM
2 SCHOOL AND SCHOOL ACTIVITIES WHEN THE SCHOOL POLICE OFFICER
3 RESPONDS TO A REPORT OF AN INCIDENT INVOLVING A BREACH OF
4 GOOD ORDER OR VIOLATION OF LAW.

5 (3) IF AUTHORIZED BY THE COURT, TO ISSUE SUMMARY
6 CITATIONS OR TO DETAIN INDIVIDUALS IN SCHOOL BUILDINGS, ON
7 SCHOOL BUSES AND ON SCHOOL GROUNDS IN THE RESPECTIVE SCHOOL
8 ENTITIES OR NONPUBLIC SCHOOLS UNTIL LOCAL LAW ENFORCEMENT IS
9 NOTIFIED.

10 (B) SPECIFIC POWERS.--IF AUTHORIZED BY THE COURT, A SCHOOL
11 POLICE OFFICER WHO IS A LAW ENFORCEMENT OFFICER EMPLOYED BY A
12 SCHOOL ENTITY OR NONPUBLIC SCHOOL WHOSE RESPONSIBILITIES,
13 INCLUDING WORK HOURS, ARE ESTABLISHED BY THE SCHOOL ENTITY OR
14 NONPUBLIC SCHOOL, MAY EXERCISE THE SAME POWERS AS EXERCISED
15 UNDER AUTHORITY OF LAW OR ORDINANCE BY THE POLICE OF THE
16 MUNICIPALITY IN WHICH THE SCHOOL PROPERTY IS LOCATED.

17 SECTION 1313-C. SCHOOL RESOURCE OFFICERS.

18 * * *

19 (A.1) TRAINING.--

20 * * *

21 (2) A SCHOOL RESOURCE OFFICER WHO IS [CURRENTLY]
22 STATIONED IN A SCHOOL ENTITY OR NONPUBLIC SCHOOL BEFORE
23 SEPTEMBER 2, 2019, SHALL HAVE [SIX MONTHS FROM THE EFFECTIVE
24 DATE OF THIS SUBSECTION] UNTIL THE BEGINNING OF THE 2020-2021
25 SCHOOL YEAR TO COMPLETE THE INSTRUCTION.

26 * * *

27 SECTION 1314-C. SCHOOL SECURITY GUARDS.

28 * * *

29 (B) TRAINING.--THE FOLLOWING SHALL APPLY:

30 (1) [A] PRIOR TO ENTERING UPON THE DUTIES OF THE OFFICE,

1 A SCHOOL SECURITY GUARD SHALL SUCCESSFULLY COMPLETE THE BASIC
2 SCHOOL RESOURCE OFFICER COURSE OFFERED BY THE NATIONAL
3 ASSOCIATION OF SCHOOL RESOURCE OFFICERS OR AN EQUIVALENT
4 COURSE OF INSTRUCTION APPROVED BY THE COMMISSION.

5 (2) A SCHOOL SECURITY GUARD WHO IS [CURRENTLY] EMPLOYED
6 OR CONTRACTED BY A SCHOOL ENTITY OR NONPUBLIC SCHOOL BEFORE
7 SEPTEMBER 2, 2019, SHALL HAVE [SIX MONTHS FROM THE EFFECTIVE
8 DATE OF THIS SUBSECTION] UNTIL THE BEGINNING OF THE 2020-2021
9 SCHOOL YEAR TO COMPLETE THE INSTRUCTION.

10 * * *

11 SECTION 3. SECTION 1605 OF THE ACT IS AMENDED BY ADDING A
12 SUBSECTION TO READ:

13 Section 1605. Courses of Study.--* * *

14 (d) (1) Beginning with students graduating from a public
15 high school at the end of the 2020-2021 school year, and
16 continuing in each school year thereafter, a student who
17 successfully completes a course in personal finance during
18 grades nine through twelve shall be permitted to apply up to one
19 credit earned for successful completion of the course to satisfy
20 the student's social studies, family and consumer science,
21 mathematics or business education credit requirement for
22 graduation, provided that the governing body of the student's
23 public high school shall have discretion to determine the
24 graduation credit requirement to which the credit earned by the
25 student shall be applied.

26 (2) A student shall not be permitted to apply more than one
27 credit earned under subsections (c) and (d) to satisfy the
28 student's mathematics credit requirement for graduation.

29 (3) As used in this subsection, the following words and
30 phrases shall have the meanings given to them in this paragraph

1 unless the context clearly indicates otherwise:

2 "Personal finance" shall mean the integration of various
3 factors relating to personal financial management, including
4 understanding financial institutions, using money, learning to
5 manage personal assets and liabilities, creating budgets and any
6 other factors that may assist an individual in this Commonwealth
7 to be financially responsible.

8 "Public high school" shall mean a public school, including a
9 school within a school district, a charter school, a cyber
10 charter school, a regional charter school or a career and
11 technical school, that offers twelfth grade.

12 SECTION 4. SECTION 2001-I(I)(13) OF THE ACT, ADDED JULY 2, <--
13 2019 (P.L.417, NO.70), IS AMENDED TO READ:

14 SECTION 2001-I. PUBLIC HIGHER EDUCATION FUNDING COMMISSION.

15 * * *

16 (I) ADDITIONAL POWERS AND DUTIES.--THE COMMISSION SHALL HAVE
17 ALL OF THE FOLLOWING POWERS AND DUTIES:

18 * * *

19 (13) ISSUE A REPORT OF THE COMMISSION'S FINDINGS AND
20 RECOMMENDATIONS TO THE GOVERNOR, THE PRESIDENT PRO TEMPORE OF
21 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE
22 MAJORITY LEADER AND MINORITY LEADER OF THE SENATE, THE
23 MAJORITY LEADER AND MINORITY LEADER OF THE HOUSE OF
24 REPRESENTATIVES, THE SECRETARY OF EDUCATION, THE STATE BOARD
25 OF EDUCATION, THE APPROPRIATIONS COMMITTEE OF THE SENATE, THE
26 APPROPRIATIONS COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE
27 EDUCATION COMMITTEE OF THE SENATE AND THE EDUCATION COMMITTEE
28 OF THE HOUSE OF REPRESENTATIVES NOT LATER THAN [ONE YEAR
29 AFTER THE EFFECTIVE DATE OF THIS SECTION] NOVEMBER 30, 2020.

30 * * *

1 SECTION 5. SECTION 2602-K(C) OF THE ACT, ADDED JUNE 28, 2019
2 (P.L.117, NO.16), IS AMENDED TO READ:

3 SECTION 2602-K. FOSTERING INDEPENDENCE WAIVER PROGRAM.

4 * * *

5 (C) ELIGIBILITY.--IN ORDER TO RECEIVE A FOSTERING
6 INDEPENDENCE WAIVER UNDER THIS SECTION, AN INDIVIDUAL MUST BE A
7 CURRENT RESIDENT OF THIS COMMONWEALTH AND ELIGIBLE FOR THE
8 PENNSYLVANIA CHAFEE EDUCATION AND TRAINING GRANT PROGRAM UNDER
9 THE FOSTER CARE INDEPENDENCE ACT OF 1999 (PUBLIC LAW 106-169,
10 113 STAT. 1822) AS ADMINISTERED BY THE DEPARTMENT OF HUMAN
11 SERVICES AND MUST HAVE APPLIED FOR ALL AVAILABLE FEDERAL AND
12 STATE GRANTS.

13 * * *

14 Section ~~2~~ 6. This act shall take effect ~~in 60 days.~~ AS <--
15 FOLLOWS:

16 (1) THE FOLLOWING PROVISIONS SHALL TAKE EFFECT
17 IMMEDIATELY:

18 (I) THE AMENDMENT OF THE DEFINITION OF "SCHOOL
19 SECURITY GUARD" IN SECTION 1301-C AND SECTIONS 1302-C(B)
20 (2), 1305-C(A), 1306-C, 1313-C(A.1)(2) AND 1314-C(B) OF
21 THE ACT.

22 (II) THIS SECTION.

23 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60
24 DAYS.