

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1312 Session of
2020

INTRODUCED BY ARNOLD AND DINNIMAN, SEPTEMBER 18, 2020

REFERRED TO EDUCATION, SEPTEMBER 18, 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 duties and powers of boards of
6 school directors, further providing for school athletics,
7 publications and organizations.

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

10 Section 1. Section 511 of the act of March 10, 1949 (P.L.30,
11 No.14), known as the Public School Code of 1949, is amended by
12 adding a subsection to read:

13 Section 511. School Athletics, Publications, and
14 Organizations.--* * *

15 (g) Notwithstanding any other provision of this act or other
16 law to the contrary:

17 (1) A contract entered into between a board of school
18 directors and a teacher, professional employe or other
19 individual for the provision of services as a coach or member of
20 the coaching staff of an athletic team during an athletic season
21 shall contain a provision that if:

1 (i) the entire athletic season is canceled by the board of
2 school directors or the superintendent, there shall be no
3 payment under the contract; and

4 (ii) a portion of the athletic season is canceled by the
5 board of school directors or the superintendent, there shall be
6 payment under the contract only on a pro rata basis for that
7 portion of the athletic season for which services were provided
8 prior to the effective date of the declaration or of the action
9 by the board of school directors or superintendent to cancel a
10 portion of the athletic season, whichever occurs first.

11 (2) A contract entered into between a board of school
12 directors and a teacher, professional employe or other
13 individual for the provision of services as a leader or advisor
14 of an organization, club, society or group of the members of any
15 class or school, that is not part of classroom instruction,
16 shall contain a provision that if:

17 (i) the organization, club, society or group of the members
18 of any class or school, that is not part of classroom
19 instruction, is canceled during the entire school year by the
20 board of school directors or the superintendent, there shall be
21 no payment under the contract; and

22 (ii) the organization, club, society or group of the members
23 of any class or school, that is not part of classroom
24 instruction, is canceled for a portion of the school year by the
25 board of school directors or the superintendent, there shall be
26 payment under the contract only on a pro rata basis for that
27 portion of the school year for which services were provided
28 prior to the effective date of the declaration or of the action
29 by the board of school directors or superintendent to cancel the
30 the organization, club, society or group of the members of any

1 class or school, that is not part of classroom instruction,
2 whichever occurs first.

3 (3) A contract in violation of paragraph (1) or (2) is void
4 and unenforceable.

5 Section 2. This act shall apply to contracts entered into,
6 amended or renewed after the effective date of this section.

7 Section 3. This act shall take effect in 60 days.