
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2327 Session of
2018

INTRODUCED BY FEE, BERNSTINE, CAUSER, CORBIN, CUTLER, GREINER,
GROVE, HICKERNELL, MENTZER, MILLARD, B. MILLER, NEILSON,
O'NEILL, RYAN AND WARD, MAY 3, 2018

REFERRED TO COMMITTEE ON EDUCATION, MAY 3, 2018

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 organization meetings and officers
6 of boards of school directors, providing for executive
7 sessions.

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

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

13 Section 425. Executive Sessions.--(a) Notwithstanding 65
14 Pa.C.S. § 708(a) (relating to executive sessions), a public
15 school entity may hold an executive session to plan, review or
16 discuss matters related to school safety, the disclosure of
17 which, if conducted in public, would:

18 (1) be reasonably likely to impair the effectiveness of such
19 measures; or

20 (2) create a reasonable likelihood of jeopardizing the

1 safety or security of an individual or a school, including a
2 building, public utility, resource, infrastructure, facility or
3 information storage system.

4 (b) The executive session may be held during an open meeting
5 or at the conclusion of an open meeting or may be announced for
6 a future time. The reason for holding the executive session must
7 be announced at the open meeting occurring immediately prior or
8 subsequent to the executive session. If the executive session is
9 not announced for a specific time in the future, members of the
10 agency shall be notified twenty-four (24) hours in advance of
11 the time of the convening of the meeting specifying the date,
12 time, location and purpose of the executive session.

13 (c) Official action on discussions held pursuant to
14 subsection (a) shall be taken at an open meeting. Nothing in
15 this section shall be construed to require that any meeting be
16 closed to the public, nor shall any executive session be used as
17 a subterfuge to defeat the purposes of 65 Pa.C.S. § 704
18 (relating to open meetings).

19 (d) For the purposes of this section, the term "executive
20 session" shall have the meaning given to the term under 65
21 Pa.C.S. § 703 (relating to definitions).

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