

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 122 Session of 2013

INTRODUCED BY LUCAS, BLOOM, KNOWLES, TALLMAN, CUTLER, C. HARRIS, BENNINGHOFF, ROAE, MULLERY AND PYLE, JANUARY 16, 2013

REFERRED TO COMMITTEE ON EDUCATION, JANUARY 16, 2013

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," providing for trained school
 6 personnel.

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 1314-A. Trained School Personnel.--(a) A
 13 professional employe, as defined in section 1101, may carry a
 14 concealed firearm on or about his or her person or in his or her
 15 vehicle on school property if he or she is licensed to carry
 16 firearms under 18 Pa.C.S. § 6109 (relating to licenses) and has
 17 a current and valid certification in the use and handling of
 18 firearms under any of the following:

19 (1) 53 Pa.C.S. Ch. 21 Subch. D (relating to municipal police
 20 education and training).

1 (2) The act of October 10, 1974 (P.L.705, No.235), known as
2 the "Lethal Weapons Training Act."

3 (3) The act of February 9, 1984 (P.L.3, No.2), known as the
4 "Deputy Sheriffs' Education and Training Act."

5 (4) The act of December 13, 2005 (P.L.432, No.79), known as
6 the "Retired Law Enforcement Identification Act."

7 (5) Any firearms program that has been determined by the
8 Commissioner of the Pennsylvania State Police to be of
9 sufficient scope and duration as to provide the participant with
10 basic training in the use and handling of firearms.

11 (b) No contract, collective bargaining agreement, ordinance,
12 rule, regulation, memorandum of understanding, protocol or other
13 practice may interfere with the rights of a professional employe
14 under this section, except that a school entity may do any of
15 the following:

16 (1) Require a professional employe to provide copies of his
17 or her license to carry a firearm and required additional
18 certification.

19 (2) Require a professional employe to immediately notify the
20 school entity if any of the following applies:

21 (i) He or she becomes ineligible to possess a firearm.

22 (ii) His or her license to carry a firearm or required
23 additional certification expires or is suspended or revoked.

24 (3) Require a professional employe to follow reasonable
25 guidelines, not inconsistent with the purposes of this section,
26 concerning accessibility, transportation and storage of firearms
27 on school property.

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