
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2789 Session of
2008

INTRODUCED BY SOLOBAY, CAUSER, CUTLER, HARKINS, KIRKLAND, KULA,
R. MILLER, PAYNE, ROCK, J. WHITE AND WOJNAROSKI,
SEPTEMBER 23, 2008

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 23, 2008

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, further providing for information
3 relating to other persons having contact with children.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6344.2 of Title 23 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 6344.2. Information relating to other persons having contact
9 with children.

10 (a) Applicability.--This section applies to prospective
11 employees applying to engage in occupations with a significant
12 likelihood of regular contact with children, in the form of
13 care, guidance, supervision or training. Such persons include
14 social service workers, hospital personnel, mental health
15 professionals, members of the clergy, counselors, librarians and
16 doctors. This section also applies to prospective sports
17 officials with a significant likelihood of regular contact with
18 children.

1 (b) Investigation.--Employers, administrators or supervisors
2 shall require an applicant to submit to all requirements set
3 forth in section 6344(b) (relating to information relating to
4 prospective child-care personnel). An employer, administrator,
5 supervisor or other person responsible for employment decisions
6 regarding an applicable prospective employee under this section
7 that intentionally fails to require the submissions before
8 hiring that individual commits a misdemeanor of the third
9 degree.

10 (b.1) Sports officials.--The Pennsylvania Interscholastic
11 Athletic Association, Inc., shall require persons seeking to
12 register as sports officials to submit the information set forth
13 in section 6344(b) and shall be subject to the penalty under
14 subsection (b) for intentional failure to require the
15 submissions.

16 (c) Grounds for denial.--Each applicant shall be subject to
17 the requirements of section 6344(c).

18 (d) Departmental treatment of information.--Information
19 provided and compiled under this section by the department shall
20 be confidential and shall not be subject to the act of June 21,
21 1957 (P.L.390, No.212), referred to as the Right-to-Know Law.
22 This information shall not be released except as permitted by
23 the department through regulation. The department may charge a
24 fee to conduct a certification as required by section 6344(b)(2)
25 in accordance with the provisions of section 6344(h). The
26 department shall promulgate regulations necessary to carry out
27 this subsection.

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