
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2213 Session of
2022

INTRODUCED BY KLUNK, RYAN, ROWE, MOUL, BOBACK, RADER, BERNSTINE,
METCALFE, PICKETT, HERSHEY AND JONES, JANUARY 10, 2022

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, JANUARY 10, 2022

AN ACT

1 Providing for limitation on damages in action against children
2 and youth social service agency.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Limitation
7 on Damages in Action Against Children and Youth Social Service
8 Agency Act.

9 Section 2. Limitation on damages.

10 (a) General rule.--Except as provided in subsection (b), an
11 action for damages against a nonprofit organization as defined
12 under section 501(c)(3) of the Internal Revenue Code of 1986
13 (Public Law 99-514, 26 U.S.C. § 501(c)(3)) that is subject to
14 the requirements of 55 Pa. Code Ch. 3680 (relating to
15 administration and operation of a children and youth social
16 service agency) or 55 Pa. Code Ch. 3800 (relating to child
17 residential and day treatment facilities) shall be limited as
18 provided under 42 Pa.C.S. § 8553 (relating to limitations on

1 damages) if the injuries to the plaintiff were caused by actions
2 or omissions of the nonprofit organization.

3 (b) Exception.--The limitation provided in subsection (a)
4 shall not apply to a claim arising from conduct that constitutes
5 an offense enumerated under 42 Pa.C.S. § 5551(7) (relating to no
6 limitation applicable), if the injuries to the plaintiff were
7 caused by actions or omissions of the nonprofit organization.

8 Section 3. Effective date.

9 This act shall take effect immediately.