

## AMENDMENTS TO HOUSE BILL NO. 1232

Sponsor: SENATOR HUGHES

Printer's No. 3432

1 Amend Bill, page 4, line 10, by striking out "120 DAYS AFTER"

2 Amend Bill, page 4, line 29, by striking out "120 DAYS AFTER"

3 Amend Bill, page 7, line 16, by inserting a bracket before  
4 "MANDATORY"

5 Amend Bill, page 7, line 16, by striking out the bracket  
6 before "REPORTING"

7 Amend Bill, page 7, line 16, by striking out "NOTIFICATION"  
8 and inserting

9 Notification to department and development of plan of safe care

10 Amend Bill, page 7, line 18, by inserting a bracket before  
11 "WHEN"

12 Amend Bill, page 7, line 18, by striking out the bracket  
13 before "REPORT"

14 Amend Bill, page 7, line 18, by striking out "] NOTIFICATION  
15 IS"

16 Amend Bill, page 7, line 18, by inserting after "MADE.--A"

17 ] Notification to department.--For the purpose of assessing a  
18 child and the child's family for a plan of safe care, a

19 Amend Bill, page 7, line 22, by inserting a bracket before  
20 "WHO"

21 Amend Bill, page 7, line 23, by inserting after "BEING"

1 ] and the health care provider has determined, based on  
2 standards of professional practice, the child was born

3 Amend Bill, page 8, by inserting between lines 4 and 5

4 (a.1) Notification not to constitute child abuse report.--  
5 The notification by a health care provider to the department and  
6 any transmittal to the county agency by the department shall not  
7 constitute a child abuse report.

8 Amend Bill, page 8, line 24, by striking out "PLAN" and  
9 inserting

10 Development of interagency protocols and plan

11 Amend Bill, page 8, lines 26 through 30; page 9, lines 1  
12 through 29; by striking out "FOR" in line 26, all of lines 27  
13 through 30 on page 8 and all of lines 1 through 29 on page 9 and  
14 inserting

15 that include, but are not limited to:

16 (1) Definitions and evidence-based screening tools,  
17 based on standards of professional practice, to be utilized  
18 by health care providers to identify a child born affected by  
19 substance use or withdrawal symptoms resulting from prenatal  
20 drug exposure or a fetal alcohol spectrum disorder.

21 (2) Notification to the department that a child born  
22 affected by substance use or withdrawal symptoms resulting  
23 from prenatal drug exposure or a fetal alcohol spectrum  
24 disorder has been born and identified. Ongoing involvement of  
25 the county agency after taking into consideration the  
26 individual needs of the child and the child's parents and  
27 immediate caregivers may not be required.

28 (3) Collection of data to meet Federal and State  
29 reporting requirements.

30 (4) Identification, informed by an assessment of the  
31 needs of the child and the child's parents and immediate  
32 caregivers, of the most appropriate lead agency responsible  
33 for developing, implementing and monitoring a plan of safe  
34 care, informed by a multidisciplinary team meeting that is  
35 held prior to the child's discharge from the health care  
36 facility, which may include:

37 (i) public health agencies;

38 (ii) maternal and child health agencies;

39 (iii) home visitation programs;

40 (iv) substance use disorder prevention and treatment  
41 providers;

42 (v) mental health providers;

43 (vi) public and private children and youth agencies;

44 (vii) early intervention and developmental services;

1           (viii) courts;

2           (ix) local education agencies;

3           (x) managed care organizations and private insurers;

4           and

5           (xi) hospitals and medical providers.

6           (5) Engagement of the child's parents and immediate  
7           caregivers in order to identify the need for access to  
8           treatment for any substance use disorder or other physical or  
9           behavioral health condition that may impact the safety, early  
10           childhood development and well-being of the child.

11          Section 3. A report under 23 Pa.C.S. § 6337(d), which is due  
12          to be expunged from the Statewide database during the 365-day  
13          period following the enactment of this act, shall continue to be  
14          maintained in the Statewide database and shall be subject to the  
15          expunction provisions of 23 Pa.C.S. § 6337(d) on and after the  
16          effective date of the amendment of 23 Pa.C.S. § 6337(d).

17          Amend Bill, page 9, line 30, by striking out "3" and  
18          inserting

19                  4

20          Amend Bill, page 10, line 1, by inserting after "6332(C)"  
21                  and (d)

22          Amend Bill, page 10, by inserting between lines 4 and 5

23                  (3) The amendment of 23 Pa.C.S. § 6386 shall take effect  
24                  after October 1, 2018.

25          Amend Bill, page 10, line 5, by striking out "(3)" and  
26          inserting

27                  (4)