
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2023 Session of
2014

INTRODUCED BY HICKERNELL, HENNESSEY, MILLARD, PICKETT, BISHOP,
MUSTIO, GREINER, YOUNGBLOOD, SWANGER, FREEMAN, MCGEEHAN, FEE,
CUTLER, AUMENT, BAKER, COHEN, DeLUCA, MARSICO, READSHAW,
WATSON, MENTZER, ROCK, KORTZ, MAJOR AND MURT,
FEBRUARY 10, 2014

REFERRED TO COMMITTEE ON AGING AND OLDER ADULT SERVICES,
FEBRUARY 10, 2014

AN ACT

1 Amending the act of November 6, 1987 (P.L.381, No.79), entitled
2 "An act relating to the protection of the abused, neglected,
3 exploited or abandoned elderly; establishing a uniform
4 Statewide reporting and investigative system for suspected
5 abuse, neglect, exploitation or abandonment of the elderly;
6 providing protective services; providing for funding; and
7 making repeals," in administration, providing for Statewide
8 registry of perpetrators of abuse in facilities.

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

11 Section 1. The act of November 6, 1987 (P.L.381, No.79),
12 known as the Older Adults Protective Services Act, is amended by
13 adding a section to read:

14 Section 312. Statewide registry of perpetrators of abuse in
15 facilities.

16 (a) Establishment.--The department shall establish a
17 Statewide registry of persons found to be substantiated
18 perpetrators of abuse, neglect, abandonment or exploitation of
19 older persons in facilities.

1 (b) Information in registry.--The registry shall include,
2 but not be limited to, the following:

3 (1) The name, Social Security number, age, sex and
4 address of the perpetrator.

5 (2) The facility or facilities where the perpetrator
6 committed the abuse, neglect, abandonment or exploitation.

7 (3) A description of the abuse, neglect, abandonment or
8 exploitation committed by the perpetrator, including the date
9 or dates of the incidents.

10 (c) Expungement.--The department shall immediately expunge
11 information in the registry pertaining to any perpetrator where
12 the finding of the agency, as defined in 6 Pa. Code § 15.2
13 (relating to definitions), has been reversed upon appeal under 6
14 Pa. Code § 15.82(3) (relating to rights of alleged abusers).

15 (d) Information submitted by prospective employees.--
16 Administrators of facilities shall require prospective employees
17 to submit with their applications for employment a certification
18 from the department as to whether the applicant is named in the
19 registry as a perpetrator. The certificate must be obtained
20 within the one-year period of the submission date of the
21 application.

22 (e) Regulations.--The department shall promulgate the
23 regulations necessary to carry out this section.

24 (f) Confidentiality.--The department shall comply with
25 sections 306 and 705 with regard to the confidentiality of
26 information contained within the registry.

27 Section 2. This act shall take effect in 180 days.