

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 27 Session of
2013

INTRODUCED BY MENSCH, STACK, SCARNATI, WASHINGTON, FONTANA,
TEPLITZ, BAKER, TOMLINSON, RAFFERTY, ERICKSON, YUDICHAK,
KASUNIC, TARTAGLIONE, WILLIAMS, WAUGH, FARNESE, BROWNE,
SOLOBAY, WARD, VANCE, PILEGGI, BOSCOLA, HUGHES, VOGEL, COSTA
AND SCHWANK, MARCH 15, 2013

SENATOR MENSCH, AGING AND YOUTH, AS AMENDED, SEPTEMBER 24, 2013

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in child protective services, further
3 providing for exchange of information.

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

6 Section 1. Title 23 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 6340.1. Exchange of information.

9 (a) Licensed medical practitioners.--A IN REGARD TO A CASE <--
10 OF SUSPECTED CHILD ABUSE, A licensed medical practitioner
11 reporting child abuse or a child in need of protective services <--
12 shall provide the county agency with the following information:

13 (1) Relevant medical information known to the licensed
14 medical practitioner regarding the child's prior and current
15 health.

16 (2) Information from a subsequent examination.

17 (3) Information regarding treatment of the child.

1 (4) Relevant medical information regarding any other
2 child in the child's household.

3 (b) Parental consent.--Parental consent is not required for
4 the licensed medical practitioner to provide the information
5 under subsection (a).

6 (c) County agency information.--Upon the request of a <--
7 licensed medical practitioner IF REQUESTED BY A LICENSED MEDICAL <--
8 PRACTITIONER WHO IS EITHER THE CHILD'S PRIMARY CARE PHYSICIAN OR
9 A LICENSED MEDICAL PRACTITIONER WHO IS PROVIDING ONGOING CARE TO
10 THE CHILD, the county agency shall provide the licensed medical
11 practitioner with the following:

12 (1) Information regarding the condition and well-being
13 of the child and the progress and outcome of an investigation
14 under this chapter.

15 (2) Protective services records regarding the child and
16 any other child in the child's household if the information
17 relates to the medical evaluation of the child.

18 (3) The identity of other licensed medical practitioners
19 providing medical care to the child to obtain the child's
20 medical records.

21 (d) County agency notification.--Upon initiation of an <--
22 assessment, investigation or the provision of services by a
23 county agency, the <--
24 THE county agency shall notify the licensed <--
25 medical practitioner who is the child's primary care provider
26 and other licensed medical practitioner who is providing ongoing
27 care to the child of the following information:

28 (1) ~~The~~ UPON INITIATION OF AN ASSESSMENT, INVESTIGATION <--
29 OR THE PROVISION OF SERVICES BY A COUNTY AGENCY, THE reason
30 for the assessment, investigation or provision of protective
 services to the child.

1 (2) A service plan developed for the child and the
2 child's family.

3 (3) THE FINAL STATUS OF A CHILD ABUSE REPORT FOLLOWING <--
4 AN INVESTIGATION, WHETHER IT IS INDICATED, FOUNDED OR
5 UNFOUNDED.

6 Section 2. This act shall take effect ~~in 60 days~~ JANUARY 1, <--
7 2014.