

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1475 Session of 2021

INTRODUCED BY KRAJEWSKI, ROZZI, GUZMAN, BURGOS, KINSEY,
 D. WILLIAMS, FREEMAN, ISAACSON, DELLOSO, T. DAVIS, LEE,
 SANCHEZ, FIEDLER, MERSKI, CIRESI, N. NELSON, SIMS, FRANKEL,
 YOUNG, MADDEN, SHUSTERMAN, KINKEAD, BULLOCK AND STURLA,
 MAY 21, 2021

REFERRED TO COMMITTEE ON HEALTH, MAY 21, 2021

AN ACT

1 Amending the act of June 29, 1953 (P.L.304, No.66), entitled "An
 2 act providing for the administration of a statewide system of
 3 vital statistics; prescribing the functions of the State
 4 Department of Health, the State Advisory Health Board and
 5 local registrars; imposing duties upon coroners,
 6 prothonotaries, clerks of orphans' court, physicians,
 7 midwives and other persons; requiring reports and
 8 certificates for the registration of vital statistics;
 9 regulating the disposition of dead bodies; limiting the
 10 disclosure of records; prescribing the sufficiency of vital
 11 statistics records as evidence; prescribing fees and
 12 penalties; and revising and consolidating the laws relating
 13 thereto," in records, providing for records, disclosure for
 14 case management, further providing for records, fees for
 15 copies and providing for records, age to obtain copies.

16 The General Assembly of the Commonwealth of Pennsylvania
 17 hereby enacts as follows:

18 Section 1. The act of June 29, 1953 (P.L.304, No.66), known
 19 as the Vital Statistics Law of 1953, is amended by adding a
 20 section read:

21 Section 805.1. Records: Disclosure for Case Management.--(a)
 22 The department may disclose information or data from vital
 23 statistics records or parts thereof to an individual or

1 organization that provides case management services to foster
2 youth, homeless youth or justice involved youth if the
3 individual or organization shows identification and evidence of
4 the individual's or organization's relationship with and
5 services provided to the foster youth, homeless youth or justice
6 involved youth. The individuals and organizations may include,
7 but are not limited to, social service professionals, juvenile
8 justice professionals, child welfare workers, community umbrella
9 agencies and community-based organizations providing case
10 management services.

11 (b) As used in this section, the following words and phrases
12 shall have the meanings given to them in this subsection unless
13 the context clearly indicates otherwise:

14 "Foster youth" shall mean an individual under eighteen (18)
15 years of age, or if a court retains dependency jurisdiction
16 under 42 Pa.C.S. § 6351(j) (relating to disposition of dependent
17 child) an individual up to twenty-one (21) years of age, who is:

18 (1) under the care and responsibility of the Commonwealth
19 and is placed in foster care, as defined in 45 CFR 1355.20
20 (relating to definitions), under 42 Pa.C.S. § 6351 or 6352
21 (relating to disposition of delinquent child); or

22 (2) placed under a voluntary placement agreement under 55
23 Pa. Code § 3130.65 (relating to voluntary placement agreement).

24 "Homeless youth" shall have the same meaning as the term
25 "unaccompanied youth" under the McKinney-Vento Homeless
26 Assistance Act (Public Law 100-77, 101 Stat. 482).

27 "Justice involved youth" shall mean an individual under
28 eighteen (18) years of age who is alleged or adjudicated
29 delinquent, incarcerated or involved in the juvenile justice
30 system. The term includes, but is not limited to, an individual

1 under eighteen (18) years of age who is:

2 (1) detained or under community supervision by a juvenile
3 court;

4 (2) receiving counseling from a probation officer or court
5 counselor;

6 (3) residing in shelter care, as defined in 42 Pa.C.S. §
7 6302 (relating to definitions);

8 (4) residing in a place of detention under 42 Pa.C.S. § 6327
9 (relating to place of detention);

10 (5) residing in a juvenile detention center or facility, a
11 training school, a jail or a prison; or

12 (6) residing in a correctional facility, a residential
13 treatment center or a facility designed or operated for the
14 benefit of delinquent children, as defined in 42 Pa.C.S. § 6302.

15 Section 2. Section 807 of the act is amended by adding
16 subsections to read:

17 Section 807. Records: Fees for Copies.--* * *

18 (d) No fee shall be charged for certified copies of records
19 or parts of records furnished to a foster youth, homeless youth
20 or justice involved youth. The signature or presence of or
21 permission from a parent or guardian shall not be required to
22 obtain the copies.

23 (e) As used in this section, the following words and phrases
24 shall have the meanings given to them in this subsection unless
25 the context clearly indicates otherwise:

26 "Foster youth" shall mean an individual under eighteen (18)
27 years of age, or if a court retains dependency jurisdiction
28 under 42 Pa.C.S. § 6351(j) (relating to disposition of dependent
29 child) an individual up to twenty-one (21) years of age, who is:

30 (1) under the care and responsibility of the Commonwealth

1 and is placed in foster care, as defined in 45 CFR 1355.20
2 (relating to definitions), under 42 Pa.C.S. § 6351 or 6352
3 (relating to disposition of delinquent child); or

4 (2) placed under a voluntary placement agreement under 55
5 Pa. Code § 3130.65 (relating to voluntary placement agreement).

6 "Homeless youth" shall have the same meaning as the term
7 "unaccompanied youth" under the McKinney-Vento Homeless
8 Assistance Act (Public Law 100-77, 101 Stat. 482).

9 "Justice involved youth" shall mean an individual under
10 eighteen (18) years of age who is alleged or adjudicated
11 delinquent, incarcerated or involved in the juvenile justice
12 system. The term includes, but is not limited to, an individual
13 under eighteen (18) years of age who is:

14 (1) detained or under community supervision by a juvenile
15 court;

16 (2) receiving counseling from a probation officer or court
17 counselor;

18 (3) residing in shelter care, as defined in 42 Pa.C.S. §
19 6302 (relating to definitions);

20 (4) residing in a place of detention under 42 Pa.C.S. § 6327
21 (relating to place of detention);

22 (5) residing in a juvenile detention center or facility, a
23 training school, a jail or a prison; or

24 (6) residing in a correctional facility, a residential
25 treatment center or a facility designed or operated for the
26 benefit of delinquent children, as defined in 42 Pa.C.S. § 6302.

27 Section 3. The act is amended by adding a section to read:

28 Section 807.1. Records: Age to Obtain Copies.--An individual
29 twelve (12) years of age or older shall be eligible to apply for
30 and obtain copies of vital statistics records or parts thereof.

1 The signature or presence of or permission from a parent or
2 guardian shall not be required to obtain the copies.

3 Section 4. This act shall take effect in 60 days.