



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 400

PRINTERS NO. 3850

PRIME SPONSOR: Klunk

COST / (SAVINGS)

FUND	FY 2019/20	FY 2020/21
General Fund	\$0	See Fiscal Impact

SUMMARY:

House Bill 400, Printer's Number 3850, amends Title 18 (Crimes and Offenses) by adding a new subsection to Section 2713.1 (Abuse of care-dependent person).

ANALYSIS:

HB 400 amends the Crimes Code by further amending Section 2713.1 (Abuse of care-dependent person). New subsection 2713.1 (a)(3) provides that a caretaker commits the offense of abuse of a care-dependent person if the individual has the intent to ridicule or demean a care-dependent person through the use of audio, video or still image of the care-dependent person in any format or medium on or through any electronic service or wireless communication as pertaining to communication. An individual that violates Section 2713.1 (a)(3) commits a misdemeanor of the third degree.

This legislation would take effect in 60 days after enactment.

FISCAL IMPACT:

An individual that violates new Section 2713.1 (a)(3) commits a misdemeanor of the third degree (fine up to \$2,500 and maximum prison penalty of 1 year). Any fiscal impact resulting from additional arrests, convictions and sentences due to enactment of this legislation is indeterminable but would likely be minimal. According to the Pennsylvania Commission on Sentencing there were no cases of abuse of a care-dependent person reported in 2018, two cases in 2019 (one received county jail and one probation) and one case to date in 2020 (receiving probation).

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House Appropriations Committee (R)

DATE: June 10, 2020

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.