

## AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, providing for action for  
3 release of confidential birth information.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 8315.1. Action for release of confidential birth information.

9 (a) General rule.--It shall be unlawful for any person who  
10 requests information under the act of February 14, 2008 (P.L.6,  
11 No.3), known as the Right-to-Know Law, which contains a date of  
12 birth, to publish, republish or disclose in any manner the date  
13 of birth.

14 (b) Remedy.--Any individual whose date of birth has been  
15 published, republished or disclosed in violation of subsection  
16 (a) may bring a civil action in a court of competent  
17 jurisdiction and the court may award damages as follows:

18 (1) Actual damages arising from the publication,

1 republication or disclosure or \$500, whichever is greater.  
2 Damages include loss of money, reputation or property,  
3 whether real or personal. The court may, in its discretion,  
4 award up to three times the actual damages sustained, but not  
5 less than \$500.

6 (2) Reasonable attorney fees and court costs.

7 (3) Additional relief the court deems necessary and  
8 proper.

9 (c) Exception.--The provisions of this section shall not  
10 apply to a date of birth which is obtained independently of a  
11 request under the Right-to-Know Law.

12 Section 2. This act shall take effect in 60 days.