

## AMENDMENTS TO HOUSE BILL NO. 1290

Sponsor: REPRESENTATIVE BOBACK

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1 Amend Bill, page 1, line 4, by inserting after "received,"  
2 for responsibility for investigation, for access to information  
3 in Statewide database,

4 Amend Bill, page 1, by inserting between lines 15 and 16

5 "Concerns a military family." In a report:

6 (1) an alleged perpetrator of abuse is a service member,  
7 spouse of a service member or child of a service member; or

8 (2) an alleged victim of abuse is a child of a service  
9 member.

10 \* \* \*

11 Amend Bill, page 1, line 16, by striking out "Family Advocacy  
12 Program" where it occurs the second time and inserting

13 program

14 Amend Bill, page 1, line 18, by inserting after "abuse" where  
15 it occurs the first time

16 and neglect, problematic sexual behavior in children and  
17 youth

18 Amend Bill, page 1, line 18, by striking out "communities"  
19 and inserting

20 families

21 Amend Bill, page 2, lines 1 through 5, by striking out all of  
22 said lines

23 Amend Bill, page 2, line 8, by striking out ", including" and  
24 inserting

25 or

26 Amend Bill, page 2, lines 9 through 16, by striking out all

1 of said lines

2 Amend Bill, page 2, line 26, by striking out all of said line  
3 and inserting

4 (5.1) Whether the report concerns a military family and,  
5 if so, any necessary explanatory information.

6 Amend Bill, page 2, lines 28 through 30; page 3, lines 1  
7 through 18; by striking out all of said lines on said pages and  
8 inserting

9 Section 3. Sections 6334(a) and (b), 6334.1(4) and 6335(a)  
10 of Title 23 are amended to read:

11 § 6334. Disposition of complaints received.

12 (a) Receipt of reports by county agencies and law  
13 enforcement.--After ensuring the immediate safety of the child  
14 and any other child in the child's home, a county agency or law  
15 enforcement official that receives a report of suspected child  
16 abuse shall immediately notify the department of the report. If  
17 the report is an oral report by telephone, the county agency or  
18 law enforcement official shall attempt to collect as much of the  
19 information listed in section [6313(c)] 6313(b) (relating to  
20 reporting procedure) as possible and shall submit the  
21 information to the department within 48 hours through a report  
22 in writing or by electronic technologies.

23 (b) Receipt of reports by department and referral to county  
24 agency; notification of Family Advocacy Program  
25 representative.--The department shall immediately transmit an  
26 oral notice or a notice by electronic technologies to the county  
27 agency of the county where the suspected child abuse is alleged  
28 to have occurred. If the report concerns a military family, the  
29 department shall also notify the Family Advocacy Program  
30 representative for the Commonwealth and the designated Family  
31 Advocacy Program representative of the assigned military  
32 installation. The notice shall contain the following  
33 information:

34 (1) That a report of suspected child abuse by a  
35 perpetrator has been received.

36 (2) The substance of the report.

37 (3) The existence in the Statewide database of a prior  
38 report or a current investigation or assessment concerning a  
39 subject of the report.

40 \* \* \*

41 § 6334.1. Responsibility for investigation.

42 The department shall establish procedures regarding the  
43 following different responses to address suspected child abuse  
44 and protective services depending on the person's allegedly  
45 committing the suspected child abuse or causing a child to be in

1 need of protective services:

2 \* \* \*

3 (4) If a child is alleged to be in need of other  
4 protective services, the appropriate county agency, in  
5 coordination with the appropriate Family Advocacy Program  
6 representative, if applicable, shall assess the needs of the  
7 child as provided in this chapter.

8 § 6335. Access to information in Statewide database.

9 (a) Request for information.--A county agency, Family  
10 Advocacy Program representative or law enforcement official  
11 shall use the Statewide toll-free telephone number, or any  
12 manner prescribed by the department, to determine the existence  
13 of any prior reports involving a subject of the report. If the  
14 Statewide database contains information related to a report or a  
15 pending investigation or assessment concerning a subject of the  
16 report, the department shall immediately convey this information  
17 to the county agency, Family Advocacy Program representative or  
18 law enforcement official.

19 \* \* \*

20 Amend Bill, page 3, line 25, by striking out "If a subject of  
21 a report is a service member." and inserting

22 Whether the report concerns a military family and, if  
23 so, any necessary explanatory information.

24 Amend Bill, page 4, lines 2 through 18, by striking out "A  
25 Family Advocacy Program representative for the" in line 2 and  
26 all of lines 3 through 18 and inserting

27 If the report concerns a military family, the Family  
28 Advocacy Program representative for the Commonwealth or  
29 to the designated Family Advocacy Program representative  
30 for the assigned military installation.

31 Amend Bill, page 4, line 20, by striking out "immediately"  
32 and inserting

33 December 31, 2020