
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 214 Session of
2003

INTRODUCED BY DeLUCA, BEBKO-JONES, BELARDI, BISHOP, BROWNE,
CAWLEY, CORRIGAN, COY, CREIGHTON, CRUZ, DeWEESE, FRANKEL,
GEIST, GRUITZA, HARHAI, HORSEY, KIRKLAND, KOTIK, LEDERER,
MELIO, PETRARCA, PRESTON, READSHAW, SOLOBAY, STABACK, STURLA,
TANGRETTI, E. Z. TAYLOR, THOMAS, TIGUE, WALKO AND WASHINGTON,
FEBRUARY 11, 2003

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, FEBRUARY 11, 2003

AN ACT

1 Requiring criminal history record and child abuse record
2 information for certain persons who reside in family day-care
3 homes.

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

6 Section 1. Criminal and child abuse history information.

7 In addition to the requirements of 23 Pa.C.S. § 6344
8 (relating to information relating to prospective child-care
9 personnel), an individual who applies to the Department of
10 Public Welfare for a registration certificate to operate a
11 family day-care home shall include criminal history record and
12 child abuse record information required under 23 Pa.C.S. §
13 6344(b) for every individual 18 years of age or older who
14 resides in the home for at least 30 days in a calendar year.

15 Section 2. Required information.

16 Child abuse record information required under section 1 shall

1 include certification by the Department of Public Welfare as to
2 whether the applicant is named in the central register as the
3 perpetrator of a founded report of child abuse, indicated report
4 of child abuse, founded report for school employee or indicated
5 report for school employee as defined in 23 Pa.C.S. § 6303
6 (relating to definitions).

7 Section 3. Effect on registration.

8 The department shall refuse to issue or renew a registration
9 certificate or shall revoke a registration certificate if the
10 family day-care home provider or individual 18 years of age or
11 older who has resided in the home for at least 30 days in a
12 calendar year:

13 (1) is named in the central register on child abuse
14 established under 23 Pa.C.S. Ch. 63 (relating to child
15 protective services) as the perpetrator of a founded report
16 of child abuse committed within the immediately preceding
17 five-year period; or

18 (2) has been convicted of an offense enumerated in 23
19 Pa.C.S. § 6344(c) (relating to information relating to
20 prospective child-care personnel).

21 Section 4. Regulations.

22 The Department of Public Welfare shall promulgate regulations
23 to administer this act.

24 Section 5. Effective date.

25 This act shall take effect in 60 days.