
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2588 Session of
2020

INTRODUCED BY CEPHAS, GALLOWAY, ROZZI, YOUNGBLOOD, HILL-EVANS,
SANCHEZ, DELLOSO, SHUSTERMAN, HOWARD, McCLINTON AND SCHWEYER,
JUNE 15, 2020

REFERRED TO COMMITTEE ON HEALTH, JUNE 15, 2020

AN ACT

1 Providing for COVID-19 child care personal protective equipment;
2 and imposing duties on the Department of Human Services and
3 the Department of Health.

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

6 Section 1. Short title.

7 This act shall be known and may be cited as the COVID-19
8 Child Care Personal Protective Equipment Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Child day care center." The premises in which care is
14 provided at any one time for seven or more children unrelated to
15 the operator of the premises.

16 "COVID-19." The novel coronavirus as identified in the
17 declared disaster emergency.

18 "Declared disaster emergency." The proclamation of disaster

1 emergency issued by the Governor on March 6, 2020, published at
2 50 Pa.B. 1644 (March 21, 2020), and any renewal of the state of
3 disaster emergency.

4 "Department." The Department of Human Services of the
5 Commonwealth.

6 "Facility." A child day care center, family child day care
7 home or group child day care home.

8 "Family child day care home." A home, other than a child's
9 own home, operated for profit or not-for-profit, in which care
10 is provided for the child and at any one time to four, five or
11 six children unrelated to the operator of the home.

12 "Group child day care home." The premises in which care is
13 provided at one time for more than six but fewer than 16 older
14 school-age level children or more than six but fewer than 13
15 children of another age level who are unrelated to the operator
16 of the premises. The term includes a facility located in a
17 residence or other premises.

18 "Personal protective equipment." Equipment worn to minimize
19 exposure to hazards that cause serious injuries or illnesses.

20 Section 3. Statewide minimum requirements.

21 (a) Authorization.--The department, in consultation with the
22 Department of Health and in accordance with the Centers for
23 Disease Control and Prevention guidelines, shall establish
24 Statewide minimum requirements for a facility to safely operate
25 during the COVID-19 pandemic and reduce the risk of
26 transmission.

27 (b) Contents.--The requirements under this section shall
28 include, but not be limited to, the following:

29 (1) The type of personal protective equipment to be
30 worn.

1 (2) How and from where personal protective equipment
2 shall be procured.

3 (3) Sanitation and personal hygiene measures.

4 (4) Any other requirements that reasonably serve to
5 reduce the risk of transmission and comply with the
6 Department of Health and Centers for Disease Control and
7 Prevention guidelines.

8 (c) Adoption.--A facility operating in this Commonwealth
9 shall adopt the requirements under this section.

10 Section 4. Inspections.

11 The department shall conduct in-person inspections to verify
12 compliance with the requirements under section 3.

13 Section 5. Training.

14 The department shall develop and provide virtual training for
15 a facility operating in this Commonwealth on the use of personal
16 protective equipment in accordance with the requirements under
17 section 3.

18 Section 6. Compliance.

19 A facility operating in this Commonwealth that violates the
20 requirements under section 3 shall immediately suspend its
21 operations and may not be permitted to continue its operations
22 until the facility is compliant with the requirements under
23 section 3.

24 Section 7. Rules and procedures.

25 The department may promulgate rules and procedures necessary
26 to administer this act.

27 Section 8. Expiration.

28 This act shall expire upon the termination or expiration
29 under 35 Pa.C.S. § 7301(c) (relating to general authority of
30 Governor) of the declared disaster emergency.

1 Section 9. Effective date.

2 This act shall take effect immediately.