
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2051 Session of
2019

INTRODUCED BY T. DAVIS, MURT, KIRKLAND, MILLARD, STURLA,
BERNSTINE, READSHAW, FREEMAN, KINSEY AND DRISCOLL,
NOVEMBER 18, 2019

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, NOVEMBER 18, 2019

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in child protective services, further
3 providing for release of information in confidential reports
4 and for exchange of information.

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

7 Section 1. Section 6340(a)(13) of Title 23 of the
8 Pennsylvania Consolidated Statutes is amended to read:

9 § 6340. Release of information in confidential reports.

10 (a) General rule.--Reports specified in section 6339
11 (relating to confidentiality of reports) shall only be made
12 available to:

13 * * *

14 (13) School administrators and child-care service
15 employers, as provided under this paragraph. The following
16 shall apply:

17 (i) If the alleged perpetrator is a school employee
18 or child-care service employee, school administrators and

1 child-care service employers shall receive notice of a
2 pending allegation and the final status of the report
3 following the investigation as to whether the report is
4 indicated, founded or unfounded.

5 (ii) Information disclosed pursuant to this
6 paragraph shall be provided to the school administrator
7 or child-care service employer within ten days of the
8 completion of the investigation.

9 (iii) If the perpetrator is a school employee, the
10 notice of the final status of the report shall be sent to
11 the Department of Education within ten days of the
12 completion of the investigation.

13 (iv) If the alleged perpetrator is not a school
14 employee, a school administrator shall receive
15 information regarding a founded or indicated report made
16 pursuant to this chapter for the sole purpose of
17 effectuating section 6340.1(e) (relating to exchange of
18 information).

19 * * *

20 Section 2. Section 6340.1 of Title 23 is amended by adding a
21 subsection to read:

22 § 6340.1. Exchange of information.

23 * * *

24 (e) School administrators.--The department shall consult
25 with the Department of Education to develop and promulgate
26 regulations to do the following:

27 (1) Require school administrators to notify the
28 department of a student's unexcused absence:

29 (i) after one excused absence if the student is
30 currently the subject of a founded or indicated report of

1 child abuse; or

2 (ii) after three unexcused absences if the student
3 was previously the subject of a founded or indicated
4 report.

5 (2) Provide for sharing of information regarding child
6 abuse reports between the department and school
7 administrators to effectuate paragraph (1).

8 (3) Specify when a student is considered to be a current
9 subject of a founded or indicated report and when a student
10 is considered to be a previous subject of a founded or
11 indicated report.

12 (4) Maintain confidentiality during the sharing of
13 information between school administrators and the department
14 under this subsection.

15 Section 3. This act shall take effect in 60 days.