

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO HOUSE BILL NO. 436

Sponsor:

Printer's No. 2011

1 Amend Bill, page 1, lines 2 through 9, by striking out
2 "further" in line 2 and all of lines 3 through 9

3 Amend Bill, page 1, lines 14 through 20; pages 2 through 21,
4 lines 1 through 30; page 22, lines 1 through 12, by striking out
5 all of said lines on said pages and inserting

6 Section 1. Section 6319 of Title 23 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 Amend Bill, page 22, lines 20 through 30; page 23, lines 1
9 through 10, by striking out all of said lines on said pages and
10 inserting

11 (a) Failure to report or refer.--

12 (1) A person or official required by this chapter to
13 report a case of suspected child abuse or to make a referral
14 to the appropriate authorities commits an offense if the
15 person or official willfully fails to do so.

16 (2) An offense under this section is a felony of the
17 third degree if:

18 (i) the person or official willfully fails to
19 report;

20 (ii) the child abuse constitutes a felony of the
21 first degree or higher; and

22 (iii) the person or official has direct knowledge of
23 the nature of the abuse.

24 (3) An offense not otherwise specified in paragraph (2)
25 is a misdemeanor of the second degree.

26 (4) A report of suspected child abuse to law enforcement
27 or the appropriate county agency by a mandated reporter, made
28 in lieu of a report to the department, shall not constitute
29 an offense under this subsection, provided that the report
30 was made in a good faith effort to comply with the
31 requirements of this chapter.

32 Amend Bill, page 23, line 11, by striking out "(d)" and

1 inserting

2 (b)

3 Amend Bill, page 23, lines 14 and 15, by striking out "felony
4 of the third" and inserting

5 misdemeanor of the first

6 Amend Bill, page 23, line 17, by striking out "first" and
7 inserting

8 third

9 Amend Bill, page 23, line 18, by striking out "(e)" and
10 inserting

11 (c)

12 Amend Bill, page 23, line 19, by striking out "subsections
13 (a), (b), (c) or (d)" and inserting

14 subsection (a)

15 Amend Bill, page 23, line 20, by striking out "second" and
16 inserting

17 third

18 Amend Bill, page 23, line 23, by striking out "first" and
19 inserting

20 second

21 Amend Bill, page 23, line 24, by striking out "(f)" and
22 inserting

23 (d)

24 Amend Bill, page 23, line 25, by striking out "subsections
25 (a), (b), (c), (d) and (e)" and inserting

26 subsection (a)

27 Amend Bill, page 23, line 28, by striking out "5" and
28 inserting

29 2