

Regulatory Analysis Form

(Completed by Promulgating Agency)

(All Comments submitted on this regulation will appear on IRRC's website)

(1) Agency

Department of State, Bureau of Professional and Occupational Affairs, State Board of Funeral Directors

(2) Agency Number: 16A

Identification Number: 4824

(3) PA Code Cite: 49 Pa. Code §§ 13.11, 13.77, 13.231, 13.301—13.309 and 13.401

(4) Short Title: Child Abuse Reporting Requirements

(5) Agency Contacts (List Telephone Number and Email Address):

Primary Contact: Cynthia Montgomery, Regulatory Counsel, Department of State, P.O. Box 69523, Harrisburg, PA 17106-5923 (phone 717-783-7200) (fax 717-787-0251) cymontgome@pa.govSecondary Contact: Jaime Black, Board Counsel, State Board of Funeral Directors, P.O. Box 69253, Harrisburg, PA 17106-5923 (phone 717-783-7200) (fax 717-787-0251) jaiblack@pa.gov

(6) Type of Rulemaking (check applicable box):

- Proposed Regulation
 Final Regulation
 Final Omitted Regulation

- Emergency Certification Regulation:
 Certification by the Governor
 Certification by the Attorney General

(7) Briefly explain the regulation in clear and nontechnical language. (100 words or less)

This final-form rulemaking is needed to update the Board's existing regulations on the subject of child abuse reporting to be consistent with amendments to the Child Protective Services Law (CPSL) (23 Pa.C.S. §§ 6301-6388), including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) (Act 31 of 2014) on those professional and occupational licensing boards that regulate "mandated reporters" to require training in child abuse recognition and reporting as a condition of licensure and license renewal.

(8) State the statutory authority for the regulation. Include specific statutory citation.

Section 16(a) of the Funeral Director Law (Law) (63 P.S. § 479.16(a)) sets forth the Board's general rulemaking authority. Under sections 6301—6388 of 23 Pa.C.S. (relating to Child Protective Services Law (CPSL)), specifically, section 6383(b)(2) of the CPSL, the Board is required to promulgate regulations to implement the mandatory reporting requirements for licensees of the Board.

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Independent Regulatory Review Commission

IRRC Number: 3293

(9) Is the regulation mandated by any federal or state law or court order, or federal regulation? Are there any relevant state or federal court decisions? If yes, cite the specific law, case or regulation as well as, any deadlines for action.

Yes, section 6383(b)(2) of the CPSL requires the Board to promulgate regulations to implement the mandatory reporting requirements for Board regulated practitioners.

(10) State why the regulation is needed. Explain the compelling public interest that justifies the regulation. Describe who will benefit from the regulation. Quantify the benefits as completely as possible and approximate the number of people who will benefit.

Since 2014, the General Assembly has made numerous amendments to the CPSL, including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) (Act 31 of 2014) on all health-related Boards and the State Board of Funeral Directors to require training in child abuse recognition and reporting. Section 2 of Act 31 of 2014 provided that these training requirements would apply to all persons applying for a license or certificate, or applying for renewal of a license or certificate, on or after January 1, 2015, and were implemented as of that date. This final-form rulemaking is required to update the Board's existing regulations on the subject of child abuse reporting to be consistent with the CPSL.

All applicants and licensees will benefit by receiving mandatory training with regard to their responsibilities under the CPSL, and all Pennsylvania children will benefit from the increased protections provided by the amendments. Licensees will further benefit from regulations that are consistent with the CPSL, as amended, to avoid confusion as to their responsibilities in this area.

(11) Are there any provisions that are more stringent than federal standards? If yes, identify the specific provisions and the compelling Pennsylvania interest that demands stronger regulations.

No. There are no federal standards on the topic.

(12) How does this regulation compare with those of the other states? How will this affect Pennsylvania's ability to compete with other states?

This regulation will not adversely affect Pennsylvania's ability to compete with other states. All surrounding states also have procedures for reporting child abuse.

In Connecticut, under CT Statutes Chapter 319a - Child Welfare, Sec. 17a-101, it does not appear that licensed funeral directors are mandated to report suspected child abuse or neglect to the Department of Children and Families' Child Abuse and Neglect Careline or a law enforcement agency. However, they would be considered permissive reporters.

In Delaware, under Title 16 Del. Code § 903, all persons are required to make an immediate report to the Department of Services for Children, Youth and their Families when they know of, or suspect, child abuse or neglect and to follow up with any required written reports. Delaware now accepts electronic reports at the Delaware Division of Family Services Reporter Portal, but can also accept oral reports to their telephone hotline. Mandatory reporter training is available through the Office of the Child Advocate. Individuals who fail to report child abuse or neglect may be liable to a civil penalty of not to exceed \$10,000 for a first offense, or not to exceed \$50,000 for subsequent violations.

Under Title 22 of the Maine Revised Statutes § 4011-A, funeral directors do not appear to be mandated reporters in Maine. However, all persons may make a report if that person knows or has reasonable cause to suspect that a child has been abused or neglected or that there has been a suspicious child death.

In Maine, child abuse or neglect reports may be made by telephone to the Department of Health and Human Service, Office of Child and Family Services' hotline.

In Maryland, under MD Family §§ 5-701—5-715 (relating to child abuse and neglect), it would appear that only a health practitioner, law enforcement officer, educator or human services worker are mandated reporters that would be subject to criminal penalties for failure to report. However, under MD Family § 5-705, any person who has reason to believe that a child has been subjected to abuse or neglect shall notify the local department or the appropriate law enforcement agency. Anyone making a good faith report is immune from civil liability and criminal penalty.

In Massachusetts, under Massachusetts General Law Annotated 119 § 51A, funeral directors are not considered mandated reporters. (see Massachusetts General Law Annotated 119 § 21 (relating to definitions applicable to sections 21 to 51H). However, any person may file a report if that person has reasonable cause to believe that a child is suffering from or has died as a result of abuse or neglect.

In New Hampshire, under N. H. Rev. Stat. § 169-C:29, any person having reason to suspect that a child has been abused or neglected are required to make a report to the Central Intake Unit of the New Hampshire Division for Children, Youth and Families. An oral report shall be made immediately by telephone and followed within 48 hours by a report in writing, if requested. Individuals who make a good faith report have immunity from civil and criminal liability; and privileged communications between a professional and their patient/client is does not apply and does not excuse the failure to report. Failure to report is a misdemeanor. Training on the reporting requirements is not required.

In New Jersey, under N.J.S.A 9:6-8.8—8:6-8.20 (relating to abused child—reports and protective custody) any person having reasonable cause to believe that a child has been subjected to abuse, including sexual abuse, shall report immediately to the State Central Registry's hotline. Individuals making reports of child abuse have immunity from civil or criminal liability. Any person who

knowingly fails to report suspected abuse or neglect according to the law or to comply with provisions of the law is a “disorderly person.” However, if the failure to report involves sexual abuse it is a crime of the fourth degree. The New Jersey Department of Children and Families offers an online Mandated Reporter Training resource.

In New York, under NY Soc Serv § 413, funeral directors would not be considered mandated reporters. However, under NY Soc Serv § 414, any person may make a report if the person has reasonable cause to suspect that a child is an abused or maltreated child.

In Ohio, under Ohio R. C. § 2151.421, funeral directors are not considered mandated reporters. However, under § 2151.421(b), “anyone who knows, or has reasonable cause to suspect based on facts that would cause a reasonable person in similar circumstances to suspect, that a child under eighteen years of age, or a person under twenty-one years of age with a developmental disability or physical impairment, has suffered or faces a threat of suffering any physical or mental wound, injury, disability, or other condition of a nature that reasonably indicates abuse or neglect of the child may report or cause reports to be made” to the Ohio Department of Job and Family Services. Thus, funeral directors would be considered permissive reporters.

In Virginia, under Title 63.2 of the Code of Virginia § 63.2-1509, funeral directors are not among those individuals identified as mandated reporters. However, under § 63.2-1510, any person who suspects that a child in an abused or neglected child may make a complaint concerning such child to the local children and youth department of the county or city where the child resides or where the abuse or neglect is believed to have occurred, or to the Department of Social Service’s toll-free child abuse and neglect hotline. A person making a good faith report is immune from criminal or civil liability.

In West Virginia, under W.Va. Code § 49-2-803, funeral directors are not considered mandated reporters, however, “[i]n addition to those persons and officials specifically required to report situations involving suspected abuse or neglect of children, any other person may make a report if that person has reasonable cause to suspect that a child has been abused or neglected or observes the child being subjected to conditions or circumstances that would reasonably result in abuse or neglect. The Department of Health and Human Resources maintains a 24-hour toll free reporting hotline. Anyone making a good faith report is immune from civil or criminal liability.

Based on an evaluation of the child protection statutes in other states, the Board believes that this regulation will not place Pennsylvania at a competitive disadvantage.

(13) Will the regulation affect any other regulations of the promulgating agency or other state agencies? If yes, explain and provide specific citations.

No. The regulation does not affect any other regulations of the agency or other state agencies. However, there are additional boards that will be promulgating similar regulations in the upcoming months (all health-related boards).

(14) Describe the communications with and solicitation of input from the public, any advisory council/group, small businesses and groups representing small businesses in the development and drafting of the regulation. List the specific persons and/or groups who were involved. (“Small business” is defined in Section 3 of the Regulatory Review Act, Act 76 of 2012.)

The Board discusses its regulatory proposals at regularly scheduled public meetings of the Board. Representatives of the professional associations representing the regulated community routinely attend those meetings. No exposure draft of the proposal was circulated because the purpose of the rulemaking is simply to amend the Board’s existing regulations to be consistent with amendments made to the CPSL. The proposed rulemaking was published in the *Pennsylvania Bulletin* on March 13, 2021, for 30 days of public comment. No public comments were received. The Board discussed comments received from the Independent Regulatory Review Commission at its meeting on June 23, 2021, and subsequently approved the final-form rulemaking at its public meeting on September 15, 2021.

(15) Identify the types and number of persons, businesses, small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012) and organizations which will be affected by the regulation. How are they affected?

All licensed funeral directors will be affected by the regulation. At the present time, there are approximately 3,195 actively licensed funeral directors (including limited license holders). In addition, all applicants for a license issued by the Board would be affected by the mandatory training requirements set forth in the regulation as required by Act 31. The Board processes about 275 applications a year.

According to the Pennsylvania Department of Labor and Industry in 2018, the majority of funeral directors work in death care services (80%). Twelve percent report that they are self-employed. Small businesses are defined in Section 3 of the Regulatory Review Act, (71 P.S. § 745.3) which provides that a small business is defined by the SBA’s Small Business Size Regulations under 13 CFR Ch. I Part 121. These size standards have been established for types of businesses under the North American Industry Classification System (NAICS). In applying the NAICS standards to the types of businesses where funeral directors work, a small business classified under NAICS code 812210 (funeral homes and funeral services) is one with \$ 8.0 million or less in average annual receipts. Although the Board does not collect data on the size of businesses that employ funeral directors, the Board believes that the majority of funeral directors continue to work in “small businesses” as the term is defined by the SBA and the Regulatory Review Act, especially those that report they are self-employed.

(16) List the persons, groups or entities, including small businesses, that will be required to comply with the regulation. Approximate the number that will be required to comply.

All Board regulated practitioners will be required to comply with the regulation. At the present time, there are approximately 3,195 actively licensed funeral directors that would be subject to these regulations. In addition, all applicants for a license issued by the Board would be required to comply with the mandatory training requirements set forth in the regulation. The Board processes about 275 applications a year.

(17) Identify the financial, economic and social impact of the regulation on individuals, small businesses, businesses and labor communities and other public and private organizations. Evaluate the benefits expected as a result of the regulation.

The Board does not anticipate any significant fiscal impact or paperwork requirements relating to the final-form rulemaking. Because licensees are already required to complete mandatory continuing education, and the 2 hours of continuing education in child abuse recognition and reporting are incorporated in the existing requirement, there would be no increased burden. Only applicants for licensure would incur an additional requirement, and because there are many low-cost and free options available to complete the training, the Board anticipates this impact to also be minimal. Because all approved Act 31 training providers are required to report attendance/participation electronically, there are no additional paperwork requirements imposed on licensee holders. In addition, the implementation of an electronic reporting system for mandatory reporters of suspected child abuse under the CPSL by the Department of Human Services has decreased the paperwork requirements related to the mandatory reporting requirements. The regulation benefits all licensees by providing clarity regarding the reporting obligations; and benefits all Pennsylvania children by the increased protections provided.

(18) Explain how the benefits of the regulation outweigh any cost and adverse effects.

Because any costs or adverse effects are minimal, the benefits to the regulated community of clarity regarding their reporting obligations and the increased protections to Pennsylvania children far outweigh the costs.

(19) Provide a specific estimate of the costs and/or savings to the **regulated community** associated with compliance, including any legal, accounting or consulting procedures which may be required. Explain how the dollar estimates were derived.

There should be no additional cost to the regulated community of licensed funeral directors to comply with the updated regulations to complete the 2 hours of continuing education, as these are not new requirements. The only individuals who would incur additional costs are applicants for licensure who will need to complete 3 hours of approved training in child abuse recognition and reporting as a condition of licensure. However, because there are numerous low-cost and free options available, this cost is minimal. Additionally, as more and more schools are submitting their courses for approval, more applicants will have completed the required training as part of their professional education and will incur no additional costs. At the present time, the cost for the required training ranges from free to \$100 per course. So, at an average of 275 applications per year, the cost to applicants could range from \$0 to \$27,500 per year. For purposes of this rulemaking, the Board is assuming that most applicants would choose a free or low-cost option and estimates an average cost of no more than \$25 each or approximately \$6,875 per year.

(20) Provide a specific estimate of the costs and/or savings to the local governments associated with compliance, including any legal, accounting or consulting procedures which may be required. Explain how the dollar estimates were derived.

There are no costs or savings to local governments associated with compliance with the rulemaking.

(21) Provide a specific estimate of the costs and/or savings to the state government associated with the implementation of the regulation, including any legal, accounting, or consulting procedures which may be required. Explain how the dollar estimates were derived.

The costs to state government associated with implementation of the regulation include the costs associated with the electronic reporting system by which approved providers submit attendance/participation records to the Bureau and the administrative costs of assuring applicants have complied with the training requirements. The costs associated with the electronic reporting system included an initial system upgrade of \$35,000 incurred in fiscal year 2014-2015. Ongoing annual operating costs of approximately \$90,000 include the costs associated with reviewing application records to determine compliance, sending discrepancy letters, responding to inquiries, working with the IT consultant, managing the child abuse education resource account, approving new courses, etc. These costs are allocated to the 16 boards that are impacted by the training requirements based on licensee population.

(22) For each of the groups and entities identified in items (19)-(21) above, submit a statement of legal, accounting or consulting procedures and additional reporting, recordkeeping or other paperwork, including copies of forms or reports, which will be required for implementation of the regulation and an explanation of measures which have been taken to minimize these requirements.

There are no additional legal, accounting or consulting procedures or additional reporting, recordkeeping or other paperwork requirements required of the regulated community. The Bureau/Board has additional recordkeeping responsibilities in receiving, retaining, and retrieving electronic records of completed child abuse training for applicants and licensees.

(22a) Are forms required for implementation of the regulation?

No forms are required for implementation of this regulation, as completion of the required child abuse training is being reported electronically to the Bureau by the course provider.

(22b) If forms are required for implementation of the regulation, attach copies of the forms here. If your agency uses electronic forms, provide links to each form or a detailed description of the information required to be reported. Failure to attach forms, provide links, or provide a detailed description of the information to be reported will constitute a faulty delivery of the regulation.

N/A

(23) In the table below, provide an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local government, and state government for the current year and five subsequent years.

	Current FY FY 21-22	FY +1 FY 22-23	FY +2 FY 23-24	FY +3 FY 24-25	FY +4 FY 25-26	FY +5 FY 26-27
SAVINGS:						
Regulated Community						
Local Government						
State Government						
Total Savings						
COSTS:						
Regulated Community	\$6,875	\$6,875	\$6,875	\$6,875	\$6,875	\$6,875
Local Government						
State Government	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000
Total Costs	\$96,875	\$96,875	\$96,875	\$96,875	\$96,875	\$96,875
REVENUE LOSSES:						
Regulated Community						
Local Government						
State Government						
Total Revenue Losses						

(23a) Provide the past three-year expenditure history for programs affected by the regulation.

Program	FY -3 FY 18-19 (Actual)	FY -2 FY 19-20 (Actual)	FY -1 FY 20-21 (Estimated)	Current FY FY 21-22 (Budgeted)
State Board of Funeral Directors	\$1,113,814.65	\$1,158,947.67	\$1,203,000.00	\$1,194,000.00

(24) For any regulation that may have an adverse impact on small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012), provide an economic impact statement that includes the following:

- (a) An identification and estimate of the number of small businesses subject to the regulation.
- (b) The projected reporting, recordkeeping and other administrative costs required for compliance with the proposed regulation, including the type of professional skills necessary for preparation of the report or record.
- (c) A statement of probable effect on impacted small businesses.
- (d) A description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation.

The regulation should have no adverse impact on small business. The new streamlined electronic system for making reports of suspected child abuse has decreased the paperwork requirement; and although licensees who are employees of small businesses now have to complete mandatory training in child abuse recognition and reporting, the law and regulations provide that this requirement is incorporated in the existing continuing education requirements, so there is no increased burden. Also, many approved courses are free or low cost.

(25) List any special provisions which have been developed to meet the particular needs of affected groups or persons including, but not limited to, minorities, the elderly, small businesses, and farmers.

The Board has identified no special groups that needed special provisions. The CPSL applies equally to all mandated reporters.

(26) Include a description of any alternative regulatory provisions which have been considered and rejected and a statement that the least burdensome acceptable alternative has been selected.

No alternative regulatory provisions have been considered. The Board believes that these regulations provide the least burdensome means of complying with the CPSL.

(27) In conducting a regulatory flexibility analysis, explain whether regulatory methods were considered that will minimize any adverse impact on small businesses (as defined in Section 3 of the Regulatory Review Act, Act 76 of 2012), including:

- a) The establishment of less stringent compliance or reporting requirements for small businesses;
- b) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses;
- c) The consolidation or simplification of compliance or reporting requirements for small businesses;
- d) The establishment of performance standards for small businesses to replace design or operational standards required in the regulation; and
- e) The exemption of small businesses from all or any part of the requirements contained in the regulation.

Because there is no anticipated adverse impact on small business, a regulatory flexibility analysis was not conducted. No less stringent compliance or reporting requirements or less stringent schedules or deadlines for compliance for small businesses would be consistent with the goals of the CPSL. The new electronic reporting process established by the Department of Human Services simplifies the reporting process for all businesses. There are no design or operational standards in the regulation. Exempting small businesses or employees of small businesses from any of the requirements contained in the regulation would not be consistent with the intent of the CPSL.

(28) If data is the basis for this regulation, please provide a description of the data, explain in detail how the data was obtained, and how it meets the acceptability standard for empirical, replicable and testable data that is supported by documentation, statistics, reports, studies or research. Please submit data or supporting materials with the regulatory package. If the material exceeds 50 pages, please provide it in a searchable electronic format or provide a list of citations and internet links that, where possible, can be accessed in a searchable format in lieu of the actual material. If other data was considered but not used, please explain why that data was determined not to be acceptable.

No data is the basis for this regulation.

(29) Include a schedule for review of the regulation including:

- A. The length of the public comment period: 30 days.
- B. The date or dates on which any public meetings or hearings will be held: The Board considers its regulatory proposals at regularly scheduled public meetings, a schedule of which is included in item (30) below.
- C. The expected date of delivery of the final-form regulation: Fall 2021
- D. The expected effective date of the final-form regulation: Upon publication of the final-form rulemaking in the *Pennsylvania Bulletin* – expected in Fall of 2021

E. The expected date by which compliance with the final-form regulation will be required: Upon publication of the final-form rulemaking in the *Pennsylvania Bulletin*.

F. The expected date by which required permits, licenses or other approvals must be obtained:

N/A

(30) Describe the plan developed for evaluating the continuing effectiveness of the regulations after its implementation.

The Board continually reviews the efficacy of its regulations, as part of its annual review process under Executive Order 1996-1. The Board reviews its regulatory proposals at regularly scheduled public meetings. The Board will meet on the following remaining dates in 2021: October 25 and December 8, 2021. The Board will meet on the following dates in 2022: January 12, February 17, March 30, May 11, June 23, August 3, September 14, October 26 and December 7, 2022. More information can be found on the Department's website at www.dos.pa.gov.

**FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE BUREAU**
(Pursuant to Commonwealth Documents Law)

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<p>Copy below is hereby approved as to form and legality. Attorney General</p> <p>BY: _____ (DEPUTY ATTORNEY GENERAL)</p> <p>DATE OF APPROVAL _____</p> <p><input type="checkbox"/> Check if applicable Copy not approved. Objections attached.</p>	<p>Copy below is hereby certified to be a true and correct copy of a document issued, prescribed or promulgated by</p> <p>State Board of Funeral Directors (AGENCY)</p> <p>DOCUMENT/FISCAL NOTE NO. <u>16A-4824</u></p> <p>DATE OF ADOPTION: _____</p> <p>BY: _____  William G. Harris</p> <p>TITLE <u>Board Chair</u> (EXECUTIVE OFFICER, CHAIRMAN OR SECRETARY)</p>	<p>Copy below is hereby approved as to form and legality. Executive or Independent Agencies.</p> <p>BY: _____ </p> <p>November 9, 2021</p> <p>DATE OF APPROVAL _____</p> <p>Deputy General Counsel (Chief Counsel, Independent Agency) (Strike inapplicable title)</p> <p><input type="checkbox"/> Check if applicable. No Attorney General approval or objection within 30 days after submission.</p>
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FINAL RULEMAKING

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF FUNERAL DIRECTORS

TITLE 49 PA CODE CHAPTER 13**§§ 13.11, 13.77, 13.231, 13.301—13.309 and 13.401****CHILD ABUSE REPORTING REQUIREMENTS**

The State Board of Funeral Directors (Board) hereby amends §§13.11, 13.77, 13.231, 13.301—13.307 and 13.401, and adds §§ 13.308 and 13.309 (relating to child abuse recognition and reporting—mandatory training requirement; and child abuse recognition and reporting course approval process) to read as set forth in Annex A.

Effective date

This final-form rulemaking will be effective upon publication in the *Pennsylvania Bulletin*.

Statutory authority

Section 16(a) of the Funeral Director Law (63 P.S. § 479.16(a)) sets forth the Board's general rulemaking authority. Under sections 6301—6388 of 23 Pa.C.S. (relating to Child Protective Services Law (CPSL)), specifically, section 6383(b)(2) of the CPSL, the Board is required to promulgate regulations to implement the mandatory reporting requirements for licensees of the Board.

Purpose and Explanation

Since 2014, the General Assembly has made numerous amendments to the CPSL, including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) (Act 31) on many professional and occupational licensing boards, including the Board, to require training in child abuse recognition and reporting for licensees who are considered “mandated reporters” under the CPSL. Section 2 of Act 31 provided that these training requirements would apply to all persons applying for a license or certificate, or applying for renewal of a license or certificate, on or after January 1, 2015. The Board implemented the training requirements as mandated at the beginning of 2015 and subsequently proposed this rulemaking to update the Board’s existing regulations on the subject of child abuse reporting to be consistent with the CPSL, as amended.

The proposed rulemaking was published at 51 Pa.B. 1320 (March 13, 2021) for 30 days of public comment, but no public comments were received. The Independent Regulatory Review Commission (IRRC) submitted comments on May 12, 2021. The House Professional Licensure Committee (HPLC) and the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC) did not submit comments. The following represents a summary of IRRC’s comments and the Board’s response.

Summary of IRRC’s Comments and the Board’s Response

First, IRRC points out that the rulemaking does not address funeral directors who hold limited licenses under § 13.77 (relating to limited license). Noting that funeral directors are mandated reporters under 23 Pa.C.S. § 6311(a)(2), IRRC asked the Board to explain how the child abuse recognition and reporting training and continuing education requirements will be implemented for these funeral directors. Further, IRRC asked the Board to consider clarifying the requirements for limited license funeral directors or explain why it is not necessary to do so.

The Board agrees that limited license holders are considered mandated reporters and are subject to the training and continuing education requirements. The failure to include amendments to § 13.77 in the proposed rulemaking was merely an oversight, which has been corrected in the final-form rulemaking. At the present time, the Board has reciprocal agreements with Delaware, New Jersey and West Virginia, and there are approximately 119 limited license holders. IRRC also asked the Board to include this information in the regulatory analysis form when submitted with the final-form rulemaking. The Board has included this information.

Next, IRRC noted that it would improve clarity if the specifically-defined term “person responsible for the child’s welfare” in § 13.301 (relating to definitions relating to child abuse reporting requirements) were used in subparagraphs (i)(D) and (ii)(D) of the definition of “perpetrator,” which is limited to individuals of certain ages who are responsible for the child’s welfare. The Board agrees and has made the suggested amendment.

With regard to § 13.302 (relating to suspected-child abuse—mandated reporting requirements), IRRC pointed out that the proposed rulemaking did not include the provisions of 23 Pa.C.S. § 6311(b)(2) and (3), which clarify that the duty to report includes the responsibility to report suspected child abuse even when the child has not come before the mandated reporter or when the identity of the person responsible for the child abuse is not known. IRRC asked the Board to add the omitted statutory provisions or explain why it is unnecessary to do so. The Board agrees that the omitted language clarifies the duty to report and has added it to the final-form rulemaking.

Similarly, IRRC noted that some language from 23 Pa.C.S. § 6314 was not included in § 13.303 (relating to photographs, medical tests and x-rays of child subject to report). The omitted language requires mandated reporters to make these types of materials available to law enforcement officials in the course of investigating cases of alleged child abuse. For consistency, IRRC suggested that the Board add this statutory language to the final-form rulemaking or explain why it is not necessary to do so. Upon review, the Board agrees that this language would aid clarity and avoid ambiguity. Therefore, the Board has added it to the final-form rulemaking.

Next, IRRC noted that § 13.306 (relating to confidentiality—waived) was not amended to include the requirements in 23 Pa.C.S. § 6311.1 which provides that privileged communications between a mandated reporter and a client does not apply to a situation involving child abuse and does not relieve the mandated reporter of the duty to make a report of suspected child abuse. IRRC asked the Board to explain why the requirement was not included in the regulation. IRRC further asked the Board to consider adding this provision or explain why it is unnecessary to do so. Further, IRRC suggests that, if this section is not being amended, it should not be included in the final-form rulemaking.

The Board did not initially include this provision because there is no recognized privilege under Pennsylvania law with regard to communications between a funeral director and a client. However, upon review, the Board considered the possibility that another recognized privilege may apply and determined that adding the omitted language would serve to protect the public health and safety. For this reason, the Board has amended § 13.306 to include the omitted language.

With regard to § 13.308(a) (relating to child abuse recognition and reporting—mandatory training requirement), IRRC noted that, unlike subsection (b), subsection (a) does not include the implementation procedures for submission of proof of the 3 hours of approved training which is a prerequisite to licensure. IRRC asked the Board to revise this subsection to include the implementation procedures. In response, the Board has amended subsection (a) to make it clear that individuals applying for a license shall have completed at least 3 hours of training which has been approved by both the Department of Human Services and the Bureau of Professional and Occupational Affairs, as set forth in § 13.309 (relating to child abuse recognition and reporting course approval process). The Board is also clarifying the process for an applicant to certify that the applicant has either completed the required training or has been granted an exemption under subsection (c) and that the Board will not issue a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance/participation by the applicant or the applicant has obtained an exemption.

IRRC expressed three concerns with § 13.308(c)(3), pertaining to exemptions from the training or continuing education requirements for individuals who demonstrate that they should not be subject to these requirements. First, IRRC noted that the standards for documentation and evaluation of exemption requests are vague. Second, this subsection does not specify if the exemption is limited to one biennial renewal period. Third, the process for notification of approval or denial of the exemption is not included in the proposed rulemaking. IRRC asked the Board to address these concerns in the final-form rulemaking.

It is difficult to set standards for documentation that would apply to all situations in which an exemption would be appropriate. For example, it may include documentation that the licensee is an approved trainer in the area of child abuse recognition and reporting. Another example might be a licensee who volunteers as a Court-appointed Special Advocate (CASA) for children who are victims of abuse or neglect. These individuals are required to complete at least 30 hours of pre-service training and 12 hours of annual in-service training (See 37 Pa. Code § 200.221 (relating to training)). Generally, the Board evaluates these requests to determine whether the 2 or 3 hours of training in the area of child abuse recognition and reporting would be duplicative of other training the individual has completed or is unnecessary under the circumstances.

In response to IRRC's comment, the Board has amended subsection (c)(3) to clarify these standards. The Board has also added a new subsection (d) to clarify that exemptions granted under subsection (c) are only applicable for the biennial renewal period for which the exemption is requested. The Board is also explaining the process for notifying applicants/licensees of the grant or denial of an exemption request in subsection (d). If an exemption is granted, the license will be issued or renewed. If an exemption is denied, the applicant or licensee will receive a discrepancy notice by email notifying them of the need to complete an approved course, or to submit additional documentation in support of their request for an exemption.

Finally, IRRC identified some typographical errors in §§ 13.307(b)(4) (relating to noncompliance) and 13.308(c) and in the regulatory analysis form, which have been corrected in the final-form rulemaking. IRRC also asked that the number of limited license funeral directors be included in responses to questions #15, 16 and 19 in the regulatory analysis form. As noted

above, there are approximately 119 limited license holders. This information has been updated in the regulatory analysis form.

Description of Amendments to the Final-Form Rulemaking

Section 13.77 (relating to limited license) has been amended to include the requirement that applicants for a limited license complete at least 3 hours of approved training in child abuse recognition and reporting and that applicants for biennial renewal of a limited license complete at least 2 hours of approved continuing education in child abuse recognition and reporting in accordance with § 13.308(a) and (b).

The definition of “perpetrator” in § 13.301 has been amended to use the defined term “person responsible for the child’s welfare.”

Section 13.302 has been amended and restructured to include the provisions of 23 Pa.C.S. § 6311(b)(2) and (3), which clarify that the duty to report includes the responsibility to report suspected child abuse even when the child has not come before the mandated reporter or when the identity of the person responsible for the child abuse is not known.

Section 13.303 has been amended to include language from 23 Pa.C.S. § 6314 requiring mandated reporters to make medical summaries or reports of photographs, x-rays and relevant medical tests available to law enforcement officials in the course of investigating cases of alleged child abuse.

Section 13.306 has been amended to include the requirements in 23 Pa.C.S. § 6311.1 which provides that privileged communications between a mandated reporter and a client does not apply to a situation involving child abuse and does not relieve the mandated reporter of the duty to make a report of suspected child abuse.

A typographical error in § 13.307(b)(4) has been corrected to include the complete citation to 23 Pa.C.S. § 6319, pertaining to penalties for failure to report suspected child abuse.

Substantial amendments have been made to § 13.308. First, subsection (a) has been amended to make it clear that individuals applying for a license shall have completed at least 3 hours of training which has been approved by both the Department of Human Services and the Bureau of Professional and Occupational Affairs, as set forth in § 13.309 (relating to child abuse recognition and reporting course approval process). The Board is also clarifying the process for an applicant to certify that the applicant has either completed the required training or has been granted an exemption under subsection (c) and that the Board will not issue a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance/participation by the applicant or the applicant has obtained an exemption.

In subsection (c), a typographical error was corrected by deleting the word “holder.” Also, paragraph (3) has been amended to clarify the standards for evaluation of requests for exemptions by explaining that the Board may grant an exemption if it finds that the completion of the training or continuing education is duplicative or unnecessary under the circumstances. The

Board is also adding a new subsection (d) to clarify that exemptions granted under subsection (c) are only applicable for the biennial renewal period for which the exemption is requested and to explain the process for notifying applicants/licensees of the grant or denial of an exemption request.

Fiscal Impact and Paperwork Requirements

The Board does not anticipate any significant fiscal impact or paperwork requirements relating to these amendments. Because licensees are already required to complete mandatory continuing education, and these 2 hours in child abuse recognition and reporting are incorporated in the existing requirement, there would be no increased burden. Only applicants for licensure would incur an additional requirement, and as there are many low-cost and free options available to complete the training, the Board anticipates this impact to also be minimal. Because all approved training providers of the mandatory training in child abuse recognition and reporting are required to report attendance/participation electronically, there are no additional paperwork requirements imposed on licensees. In addition, the implementation of an electronic reporting system for mandated reporters of child abuse under the CPSL by the Department of Human Services has decreased the paperwork requirements related to the mandatory reporting requirements.

Sunset Date

The Board continuously monitors the effectiveness of its regulations on a fiscal year and biennial basis. Therefore, no sunset date has been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on February 26, 2021, the Board submitted a copy of the notice of proposed rulemaking, published at 51 Pa.B. 1320, to IRRC and to the Chairpersons of the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC), the House Professional Licensure Committee (HPLC) and the Legislative Reference Bureau.

Under section 5(c) of the Regulatory Review Act, IRRC, the SCP/PLC and the HPLC were provided with copies of the comments received on the regulation, as well as other documents when requested. In preparing this final-form rulemaking, the Board has considered all comments received from IRRC. No public comments were received. The Board also received no comments from the SCP/PLC or the HPLC.

Under section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)), on November 30, 2021, the Board delivered this final-form rulemaking to IRRC, the SCP/PLC and the HPLC. Under section 5.1(j.2) of the Regulation Review Act, the final-form rulemaking was deemed approved by the SCP/PLC and the HPLC on _____, 2021. Under section 5.1(e) of the Regulatory Review Act, IRRC met on _____, 2021, and approved the final-form rulemaking.

Additional Information

Additional information may be obtained by writing to Kristel Hennessy Hemler, Board Administrator, State Board of Funeral Directors, P.O. Box 2649, Harrisburg, PA 17105-2649, ST-FUNERAL@PA.GOV.

Findings

The Board finds that:

- (1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law and the regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).
- (2) A public comment period was provided as required by law, but no comments were received.
- (3) The amendments to this final-form rulemaking do not enlarge the original purpose of the proposed rulemaking published at 51 Pa.B. 1320.
- (4) This final-form rulemaking is necessary and appropriate for the administration of the Child Protective Services Law (23 Pa.C.S. §§ 6301—6388).

Order

The Board, therefore, orders that:

- (a) The regulations of the Board at 49 Pa. Code Chapter 13 are amended by amending §§13.11, 13.77, 13.231, 13.301—13.307 and 13.401, and adding §§ 13.308 and 13.309, to read as set forth in Annex A.
- (b) The Board shall submit the final-form regulation to the Office of Attorney General and the Office of General Counsel for approval as required by law.
- (c) The Board shall submit the final-form regulation to IRRC, the HPLC and the SCP/PLC as required by law.
- (d) The Board shall certify the final-form regulation and deposit it with the Legislative Reference Bureau as required by law.
- (e) This final-form regulation shall take effect upon publication in the *Pennsylvania Bulletin*.

William G. Harris
Board Chair

ANNEX A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 13. STATE BOARD OF FUNERAL DIRECTORS

LICENSURE

§ 13.11. General requirements.

* * * * *

(d) An applicant for licensure as a funeral director in this Commonwealth shall complete at least 3 hours of training in child abuse recognition and reporting in accordance with § 13.308(a) (relating to child abuse recognition and reporting—mandatory training requirement) as a condition of licensure.

* * * * *

LICENSURE OF A FUNERAL DIRECTOR FROM ANOTHER STATE

§ 13.77. Limited license.

(a) A person licensed by a reciprocal state to practice the profession of funeral director who seeks a limited license shall apply to the Board on a form provided by the Board, including:

- (i) An original certification from the reciprocal state that the applicant is licensed as a funeral director in that jurisdiction and is in good standing.
- (ii) The fee prescribed by § 13.12 (relating to fees).
- (iii) CERTIFICATION OF COMPLETION OF AT LEAST 3 HOURS OF APPROVED TRAINING IN CHILD ABUSE RECOGNITION AND REPORTING IN

ACCORDANCE WITH § 13.308(a) (RELATING TO CHILD ABUSE RECOGNITION AND REPORTING—MANDATORY TRAINING REQUIREMENT).

- (b) A limited license shall be subject to biennial renewal. THE LIMITED LICENSE HOLDER SHALL COMPLETE, AS A CONDITION OF RENEWAL, AT LEAST 2 HOURS OF APPROVED CONTINUING EDUCATION IN CHILD ABUSE RECOGNITION AND REPORTING IN ACCORDANCE WITH § 13.308(b) (RELATING TO CHILD ABUSE RECOGNITION AND REPORTING—MANDATORY TRAINING REQUIREMENT).
- (c) A limited license shall become inactive upon the revocation, suspension, placement upon inactive status, or other lapse of the holder's license in the reciprocal state. Unless a limited license is otherwise suspended or revoked, the Board may reinstate the limited license to active status upon proof that the holder's license in the reciprocal state is no longer revoked, suspended, placed on inactive status, or otherwise lapsed.
- (d) The Board may take disciplinary action against the holder of a limited license for any unprofessional conduct that occurs within this Commonwealth. The Board will report to the reciprocal state any disciplinary action taken against the holder of a limited license.

* * * * *

LICENSE RENEWAL

§ 13.231. Biennial registration; unregistered status and inactive status; failure to renew.

- (a) A licensee shall register each biennial period to retain the right to practice. Initial registration shall automatically occur when a license is issued. Registration for a biennial period expires on the first day of February of every even numbered year. Unless excused by the Board for good cause under section 10(b)(4) of the act (63 P. S. § 479.10(b)(4)), the Board will not grant an application for renewal of a funeral director license unless the licensee has certified that the

licensee has completed the amount of continuing education required by § 13.401 (relating to credit hour requirements), including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 13.308(b) (relating to child abuse recognition and reporting—mandatory training requirement).

* * * * *

CHILD ABUSE REPORTING REQUIREMENTS

§ 13.301. Definitions relating to child abuse reporting requirements.

The following words and terms, when used in this section and [§§ 13.302—13.307] §§ 13.302—13.309 (relating to child abuse reporting requirements), have the following meanings, unless the context clearly indicates otherwise:

Bodily injury—Impairment of physical condition or substantial pain.

Child—An individual under 18 years of age.

Child abuse—[A term meaning any of the following:

- (i) A recent act or failure to act by a perpetrator which causes nonaccidental serious physical injury to a child under 18 years of age.
- (ii) An act or failure to act by a perpetrator which causes nonaccidental serious mental injury to or sexual abuse or sexual exploitation of a child under 18 years of age.
- (iii) A recent act, failure to act or series of acts or failures to act by a perpetrator which creates an imminent risk of serious physical injury to or sexual abuse or sexual exploitation of a child under 18 years of age.
- (iv) Serious physical neglect by a perpetrator constituting prolonged or repeated lack of supervision or the failure to provide the essentials of life, including adequate medical care, which endangers a child's life or development or impairs the child's functioning.]

Intentionally, knowingly or recklessly doing any of the following:

- (i) Causing bodily injury to a child through any recent act or failure to act.
- (ii) Fabricating, feigning or intentionally exaggerating or inducing a medical symptom or disease which results in a potentially harmful medical evaluation or treatment to the child through any recent act.
- (iii) Causing or substantially contributing to serious mental injury to a child through any act or failure to act or a series of such acts or failures to act.
- (iv) Causing sexual abuse or exploitation of a child through any act or failure to act.
- (v) Creating a reasonable likelihood of bodily injury to a child through any recent act or failure to act.
- (vi) Creating a likelihood of sexual abuse or exploitation of a child through any recent act or failure to act.
- (vii) Causing serious physical neglect of a child.
- (viii) Engaging in any of the following recent acts:
 - (A) Kicking, biting, throwing, burning, stabbing or cutting a child in a manner that endangers the child.
 - (B) Unreasonably restraining or confining a child, based on consideration of the method, location or duration of the restraint or confinement.
 - (C) Forcefully shaking a child under 1 year of age.
 - (D) Forcefully slapping or otherwise striking a child under 1 year of age.
 - (E) Interfering with the breathing of a child.

(F) Causing a child to be present at a location while a violation of 18 Pa.C.S. § 7508.2 (relating to operation of methamphetamine laboratory) is occurring, provided that the violation is being investigated by law enforcement.

(G) Leaving a child unsupervised with an individual, other than the child's parent, who the actor knows or reasonably should have known:

(I) Is required to register as a Tier II or Tier III sexual offender under 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders), when the victim of the sexual offense was under 18 years of age when the crime was committed.

(II) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.24 (relating to assessments) or any of its predecessors.

(III) Has been determined to be a sexually violent delinquent child as defined in 42 Pa.C.S. § 9799.12 (relating to definitions).

(IV) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.58 (relating to assessments) or has to register for life under 42 Pa.C.S. § 9799.55(b) (relating to registration).

(ix) Causing the death of the child through any act or failure to act.

(x) Engaging a child in a severe form of trafficking in persons or sex trafficking as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000 (114 Stat. 1466, 22 U.S.C. § 7102).

ChildLine—An organizational unit of the Department of [Public Welfare] Human Services, which operates a 24-hour a day Statewide toll-free telephone system for receiving reports of suspected child abuse, referring reports for investigation and maintaining the reports in the appropriate file.

[Individual residing in the same home as the child]—An individual who is 14 years of age or older and who resides in the same home as the child.]

Mandated reporter—A person who is required under section 6311 of the Child Protective Services Law (23 Pa.C.S. § 6311) to make a report of suspected child abuse. For purposes of this chapter, the term includes licensed funeral directors.

Parent—A biological parent, adoptive parent or legal guardian.

Perpetrator—[A person who has committed child abuse and is a parent of the child, a person responsible for the welfare of a child, an individual residing in the same home as a child or a paramour of a child's parent.] A person who has committed child abuse as defined in this section.

(i) This term includes only the following:

- (A) A parent of the child.
- (B) A spouse or former spouse of the child's parent.
- (C) A paramour or former paramour of the child's parent.
- (D) A person AN INDIVIDUAL 14 years of age or older and WHO IS A PERSON responsible for the child's welfare or having WHO HAS direct contact with children as an employee of child-care services, a school or through a program, activity or service.
- (E) An individual 14 years of age or older who resides in the same home as the child.
- (F) An individual 18 years of age or older who does not reside in the same home as the child but is related within the third degree of consanguinity or affinity by birth or adoption of the child.

- (G) An individual 18 years of age or older who engages a child in severe forms of trafficking in persons or sex trafficking, as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000 (114 Stat. 1466, 22 U.S.C. § 7102).
- (ii) Only the following may be considered a perpetrator for failing to act, as provided in this section:
- (A) A parent of the child.
- (B) A spouse or former spouse of the child's parent.
- (C) A paramour or former paramour of the child's parent.
- (D) A person +8 years of age or older and responsible for the child's welfare WHO IS 18 YEARS OF AGE OR OLDER,
- (E) A person 18 years of age or older who resides in the same home as the child.

Person responsible for the child's welfare—A person who provides permanent or temporary care, supervision, mental health diagnosis or treatment, training or control of a child in lieu of parental care, supervision and control. [The term does not include a person who is employed by or provides services or programs in a public or private school, intermediate unit or area vocational-technical school.]

Program, activity or service—Any of the following in which children participate and which is sponsored by a school or a public or private organization:

- (i) A youth camp or program.
- (ii) A recreational camp or program.
- (iii) A sports or athletic program.
- (iv) A community or social outreach program.

(v) An enrichment or educational program.

(vi) A troop, club or similar organization.

Recent [acts or omissions] act or failure to act—[Acts or omissions] An act or failure to act committed within 2 years of the date of the report to the Department of [Public Welfare] Human Services or county agency.

Serious mental injury—A psychological condition, as diagnosed by a physician or licensed psychologist, including the refusal of appropriate treatment, that does one or more of the following:

- (i) Renders a child chronically and severely anxious, agitated, depressed, socially withdrawn, psychotic or in reasonable fear that the child's life or safety is threatened.
- (ii) Seriously interferes with a child's ability to accomplish age-appropriate developmental and social tasks.

[*Serious physical injury*—An injury that causes a child severe pain or significantly impairs a child's physical functioning, either temporarily or permanently.]

Serious physical neglect—Any of the following when committed by a perpetrator that endangers a child's life or health, threatens a child's well-being, causes bodily injury or impairs a child's health, development or functioning:

- (i) A repeated, prolonged or egregious failure to supervise a child in a manner that is appropriate considering the child's developmental age and abilities.
- (ii) The failure to provide a child with adequate essentials of life, including food, shelter or medical care.

Sexual abuse or exploitation—[The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another person to engage in sexually explicit conduct or a simulation of sexually explicit conduct for the purpose of producing a visual depiction, including

photographing, videotaping, computer depicting or filming, of sexually explicit conduct or the rape, sexual assault, involuntary deviate sexual intercourse, aggravated indecent assault, molestation, incest, indecent exposure, prostitution, statutory sexual assault or other form of sexual exploitation of children.] Any of the following:

(i) The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another individual to engage in sexually explicit conduct, which includes the following:

- (A) Looking at sexual or other intimate parts of a child or another individual for the purpose of arousing or gratifying sexual desire in any individual.
- (B) Participating in sexually explicit conversation either in person, by telephone, by computer or by a computer-aided device for the purpose of sexual stimulation or gratification of any individual
- (C) Actual or simulated sexual activity or nudity for the purpose of sexual stimulation or gratification of any individual.
- (D) Actual or simulated sexual activity for the purpose of producing visual depiction, including photographing, videotaping, computer depicting or filming.

(ii) Any of the following offenses committed against a child:

- (A) Rape as defined in 18 Pa.C.S. § 3121 (relating to rape).
- (B) Statutory sexual assault as defined in 18 Pa.C.S. § 3122.1 (relating to statutory sexual assault).
- (C) Involuntary deviate sexual intercourse as defined in 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse).
- (D) Sexual assault as defined in 18 Pa.C.S. § 3124.1 (relating to sexual assault).

- (E) Institutional sexual assault as defined in 18 Pa.C.S. 3124.2 (relating to institutional sexual assault).
 - (F) Aggravated indecent assault as defined in 18 Pa.C.S. § 3125 (relating to aggravated indecent assault).
 - (G) Indecent assault as defined in 18 Pa.C.S. § 3126 (relating to indecent assault).
 - (H) Indecent exposure as defined in 18 Pa.C.S. § 3127 (relating to indecent exposure).
 - (I) Incest as defined in 18 Pa.C.S. § 4302 (relating to incest).
 - (J) Prostitution as defined in 18 Pa.C.S. § 5902 (relating to prostitution and related offenses).
 - (K) Sexual abuse as defined in 18 Pa.C.S. § 6312 (relating to sexual abuse of children).
 - (L) Unlawful contact with a minor as defined in 18 Pa.C.S. § 6318 (relating to unlawful contact with minor).
 - (M) Sexual exploitation as defined in 18 Pa.C.S. § 6320 (relating to sexual exploitation of children).
- (iii) For the purposes of subparagraph (i), the term does not include consensual activities between a child who is 14 years of age or older and another person who is 14 years of age or older and whose age is within 4 years of the child's age.

§ 13.302. Suspected child abuse—mandated reporting requirements.

- (a) *General rule.*

(I) Under 23 Pa.C.S. § 6311 (relating to persons required to report suspected child abuse), funeral directors [who, in the course of their employment, occupation or practice of their profession, come into contact with children shall report or cause a report to be made to the Department of Public Welfare when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse] are considered mandated reporters. A mandated reporter shall make a report of suspected child abuse in accordance with this section if the mandated reporter has reasonable cause to suspect that a child is a victim of child abuse under any of the following circumstances:

- (1) (i) The mandated reporter comes into contact with the child in the course of employment, occupation and practice of the profession or through a regularly scheduled program, activity or service.
- (2) (ii) The mandated reporter is directly responsible for the care, supervision, guidance or training of the child, or is affiliated with an agency, institution, organization, school, regularly established church or religious organization or other entity that is directly responsible for the care, supervision, guidance or training of the child.
- (3) (iii) A person makes a specific disclosure to the mandated reporter that an identifiable child is the victim of child abuse.
- (4) (iv) An individual 14 years of age or older makes a specific disclosure to the mandated reporter that the individual has committed child abuse.

(2) NOTHING IN THIS SUBSECTION SHALL REQUIRE A CHILD TO COME BEFORE THE MANDATED REPORTER TO MAKE A REPORT OF SUSPECTED CHILD ABUSE.

(3) NOTHING IN THIS SUBSECTION SHALL REQUIRE THE MANDATED REPORTER TO IDENTIFY THE PERSON RESPONSIBLE FOR THE CHILD ABUSE TO MAKE A REPORT OF SUSPECTED CHILD ABUSE.

(b) *Staff members of public or private agencies, institutions and facilities.* [Funeral directors who are staff members of a medical or other public or private institution, school, facility or agency, and who, in the course of their employment, occupation or practice of their profession, come into contact with children shall immediately notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse. Upon notification by the funeral director, the person in charge or the designated agent shall assume the responsibility and have the legal obligation to report or cause a report to be made in accordance with subsections (a), (c) and (d)] Whenever a mandated reporter is required to make a report under subsection (a) in the capacity as a member of the staff of a medical, dental or other public or private institution, school, facility or agency, that licensee shall report immediately in accordance with subsection (c) and shall immediately thereafter notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge.

(c) *Reporting procedure.* [Reports of suspected child abuse shall be made by telephone and by written report.

- (1) *Oral reports.* Oral reports of suspected child abuse shall be made immediately by telephone to ChildLine, (800) 932-0313.
- (2) *Written reports.* Written reports shall be made within 48 hours after the oral report is made by telephone. Written reports shall be made on forms available from a county children and your social service agency.]

A mandated reporter shall immediately make a report of suspected child abuse to the Department of Human Services by either:

- (1) Making an oral report of suspected child abuse by telephone to ChildLine at (800) 932-0313, followed by a written report within 48 hours to the Department of Human Services or the county agency assigned to the case in a manner and format prescribed by the Department of Human Services. The written report submitted under this paragraph may be submitted electronically.
 - (2) Making an electronic report of suspected child abuse in accordance with 23 Pa.C.S. § 6305 (related to electronic reporting) through the Department of Human Service's Child Welfare Information Solution self-service portal at www.compass.state.pa.us/cwis. A confirmation by the Department of Human Services of the receipt of a report of suspected child abuse submitted electronically relieves the mandated reporter of the duty to make an additional oral or written report.
- (d) *Written or electronic reports.* [Written reports shall be made in the manner and on forms prescribed by the Department of Public Welfare. The following information shall be included in the written reports, if available] A written or electronic report of suspected child abuse, shall include the following information, if known:

- (1) The names and addresses of the child, [and] the child's parents [or] and any other person responsible for the [care of the child, if known] child's welfare.
- (2) Where the suspected child abuse occurred.
- (3) The age and sex of [the subjects] each subject of the report.
- (4) The nature and extent of the suspected child abuse including any evidence of prior abuse to the child or [siblings] any sibling of the child.
- (5) The name and relationship of [the persons] each individual responsible for causing the suspected abuse [,if known,] and any evidence of prior abuse by [those persons] each individual.
- (6) Family composition.
- (7) The source of the report.
- (8) The name, telephone number and e-mail address of the person making the report [and where that person can be reached].
- (9) The actions taken by the [reporting source, including the taking of photographs and X-rays, removal or keeping of the child or notifying the medical examiner or coroner]
person making the report, including actions taken under 23 Pa.C.S. §§ 6314—6317.
- (10) Other information required by Federal law or regulation.
- (11) Other information which the Department of [Public Welfare] Human Services may require by regulation.

§ 13.303. Photographs, medical tests and X-rays of child subject to report.

A funeral director may take or cause to be taken photographs of the child who is subject to a report and, if clinically indicated, cause to be performed a radiological examination and other medical tests on the child. Medical summaries or reports of the photographs, X-rays and relevant

medical tests taken shall be sent to the county children and youth social service agency at the time the written report is sent, or within 48 hours after an electronic report is made under § 13.302(c)(2) (relating to suspected child abuse—mandated reporting requirements), or as soon thereafter as possible. The county children and youth social service agency shall have access to actual photographs or duplicates and X-rays and may obtain them or duplicates of them upon request. MEDICAL SUMMARIES OR REPORTS OF THE PHOTOGRAPHS, X-RAYS AND RELEVANT MEDICAL TESTS SHALL BE MADE AVAILABLE TO LAW ENFORCEMENT OFFICIALS IN THE COURSE OF INVESTIGATING CASES UNDER 23 Pa.C.S. § 6490(a)(9) OR (10) (RELATING TO RELEASE OF INFORMATION IN CONFIDENTIAL REPORTS).

§ 13.304. Suspected death as a result of child abuse—mandatory reporting requirement.

A funeral director who has reasonable cause to suspect that a child died as a result of child abuse shall report that suspicion to the coroner or medical examiner of the county where death occurred or, in the case where the child is transported to another county for medical treatment, to the coroner or medical examiner of the county where the injuries were sustained.

§ 13.305. Immunity from liability.

Under 23 Pa.C.S. § 6318 (relating to immunity from liability) a funeral director who participates in good faith in the making of a report of suspected child abuse, making a referral for general protective services, cooperating or consulting with an investigation including providing information to a child fatality or near fatality review team, testifying in a proceeding arising out of an instance of suspected child abuse or general protective services or [the taking of photographs] engaging in any action authorized under 23 Pa.C.S. §§ 6314—6317, shall have immunity from civil and criminal liability that might otherwise result by reason of the funeral director's actions.

For the purpose of any civil or criminal proceeding, the good faith of the funeral director shall be presumed. The Board will uphold the same good faith presumption in any disciplinary proceeding that might result by reason of a funeral director's actions [in participating in good faith in the making of a report, cooperating with an investigation, testifying in a proceeding arising out of an instance of suspected child abuse or the taking of photographs] under §§ 13.302—13.304 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and x-rays of child subject to report; and suspected death as a result of child abuse—mandatory reporting requirement).

§ 13.306. Confidentiality—waived.

To protect children from abuse, the reporting requirements of §§ 13.302—13.304 (relating to suspected child abuse—mandatory reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandatory reporting requirement) take precedence over the provisions in § 13.201 (relating to professional responsibilities) and any other client confidentiality, ethical principle or professional standard that might otherwise apply. IN ACCORDANCE WITH 23 PA.C.S. § 6311.1 (RELATING TO PRIVILEGED COMMUNICATIONS), PRIVILEGED COMMUNICATIONS BETWEEN A MANDATED REPORTER AND A CLIENT DOES NOT APPLY TO A SITUATION INVOLVING CHILD ABUSE AND DOES NOT RELIEVE THE MANDATED REPORTER OF THE DUTY TO MAKE A REPORT OF SUSPECTED CHILD ABUSE.

§ 13.307. Noncompliance.

(a) *Disciplinary action.* A funeral director who willfully fails to comply with the reporting requirements in §§ 13.302—13.304 (relating to suspected child abuse—mandatory reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death

as a result of child abuse—mandated reporting requirement) will be subject to disciplinary action under section 11 of the act (63 P. S. § 479.11).

(b) *Criminal penalties.* [Under 23 Pa.C.S. § 6319 (relating to penalties for failure to report), a funeral director who is required to report a case of suspected child abuse who willfully fails to do so commits a summary offense for the first violation and a misdemeanor of the third degree for a second or subsequent violation.] Under 23 Pa.C.S. § 6319 (relating to penalties), a funeral director who is required to report a case of suspected child abuse or to make a referral to the appropriate authorities and who willfully fails to do so commits a criminal offense, as follows:

- (1) An offense not otherwise specified in paragraphs (2), (3) or (4) is a misdemeanor of the second degree.
- (2) An offense is a felony of the third degree if all of the following apply:

 - (i) The mandated reporter willfully fails to report.
 - (ii) The child abuse constitutes a felony of the first degree or higher.
 - (iii) The mandated reporter has direct knowledge of the nature of the abuse.
- (3) If the willful failure to report continues while the mandated reporter knows or has reasonable cause to suspect a child is being subjected to child abuse by the same individual or while the mandated reporter knows or has reasonable cause to suspect that the same individual continues to have direct contact with children through the individual's employment, program, activity or service, the mandated reporter commits a felony of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the mandated reporter commits a felony of the second degree.
- (4) A mandated reporter who, at the time of sentencing for an offense under 23 Pa.C.S. § 6319, has been convicted of a prior offense under 23 Pa.C.S. § 6319, commits a felony

of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the penalty for the second or subsequent offense is a felony of the second degree.

§ 13.308. Child abuse recognition and reporting—mandatory training requirement.

(a) Except as provided in subsection (c), individuals applying to the Board for a license shall submit proof of completion of HAVE COMPLETED at least 3 hours of training in child abuse recognition and reporting requirements which has been approved by the Department of Human Services AND THE BUREAU, AS SET FORTH IN § 13.309 (RELATING TO CHILD ABUSE RECOGNITION AND REPORTING COURSE APPROVAL PROCESS). THE APPLICANT SHALL CERTIFY ON THE APPLICATION THAT THE APPLICANT HAS EITHER COMPLETED THE REQUIRED TRAINING OR HAS BEEN GRANTED AN EXEMPTION UNDER SUBSECTION (c). THE BOARD WILL NOT ISSUE A LICENSE UNLESS THE BUREAU HAS RECEIVED AN ELECTRONIC REPORT FROM AN APPROVED COURSE PROVIDER DOCUMENTING THE ATTENDANCE/ PARTICIPATION BY THE APPLICANT OR THE APPLICANT HAS OBTAINED AN EXEMPTION UNDER SUBSECTION (c).

(b) Except as provided in subsection (c), licensees seeking renewal of a license issued by the Board shall complete, as a condition of biennial renewal of the license, at least 2 hours of approved continuing education in child abuse recognition and reporting. This 2 hours of continuing education in child abuse recognition and reporting will be accepted as a portion of the continuing education required under § 13.401 (relating to credit hour requirements) regardless of whether it otherwise meets the requirements of §§ 13.402—13.405. For credit to be granted, the continuing education course or program must be approved by the Bureau, in consultation with the Department of Human Services, as set forth in § 13.309 (relating to child abuse recognition and reporting

course approval process). The Board will not renew a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance/participation by the licensee in an approved course or the licensee has obtained an exemption under subsection (c).

(c) An applicant or licensee may apply in writing for an exemption from the training/continuing education requirements set forth in subsections (a) and (b) provided the applicant or licensee holder meets one of the following:

(1) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training as required by section 1205.6 of the Public School Code of 1949 (24 P.S. § 12-1205.6).

(ii) The training was approved by the Department of Education in consultation with the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(2) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training required under 23 Pa.C.S. § 6383(c) (relating to education and training).

(ii) The training was approved by the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(3) The applicant or licensee submits documentation ACCEPTABLE TO THE BOARD demonstrating that WHY the applicant or licensee should not be subject to the training or continuing education requirement. Each request for an exemption under this

paragraph will be considered on a case-by-case basis. THE BOARD MAY GRANT THE EXEMPTION IF IT FINDS THAT COMPLETION OF THE TRAINING OR CONTINUING EDUCATION REQUIREMENT IS DUPLICATIVE OR UNNECESSARY UNDER THE CIRCUMSTANCES.

(d) EXEMPTIONS GRANTED UNDER SUBSECTION (c) ARE APPLICABLE ONLY FOR THE BIENNIAL RENEWAL PERIOD FOR WHICH THE EXEMPTION IS REQUESTED. IF AN EXEMPTION IS GRANTED, THE BOARD WILL ISSUE OR RENEW THE LICENSE, AS APPLICABLE. IF AN EXEMPTION IS DENIED, THE BOARD WILL EMAIL THE APPLICANT OR LICENSEE A DISCREPANCY NOTICE NOTIFYING THEM OF THE NEED TO EITHER COMPLETE AN APPROVED COURSE OR, IF WARRANTED, TO SUBMIT ADDITIONAL DOCUMENTATION IN SUPPORT OF THEIR REQUEST FOR AN EXEMPTION.

§ 13.309. Child abuse recognition and reporting course approval process.

(a) An individual, entity or organization may apply for approval to provide mandated reporter training as required under 23 Pa.C.S. § 6383(b) by submitting the course materials set forth in subsection (b) simultaneously to the Department of Human Services (DHS), Office of Children, Youth and Families, and to the Bureau at the following addresses:

(1) Department of Human Services, Office of Children, Youth and Families, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120; or electronically at RA-PWOCYFCPSL@pa.gov.

(2) Bureau of Professional and Occupational Affairs, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105-2649; or electronically at RA-stcpsl.course.app@pa.gov.

(b) Submissions shall include the following:

- (1) Contact information (mailing address, email address and telephone number) for the agency/course administrator.
- (2) General description of the training and course delivery method.
- (3) Title of the course.
- (4) Timed agenda and estimated hours of training.
- (5) Learning objectives.
- (6) Intended audience.
- (7) All course related materials including, as applicable:
 - (i) Handouts.
 - (ii) Narrated script or talking points.
 - (iii) Interactive activities or exercises.
 - (iv) Videos and audio/visual content.
 - (v) Knowledge checks, quizzes or other means of assessing participant's understanding of the material.
 - (vi) For online courses, a transcript or recording of audio training.
- (8) Citation of sources, including written permission to use copyrighted material, if applicable.
- (9) Anticipated credentials or experience of the presenter, or biography of presenter, if known.
- (10) Printed materials used to market the training.
- (11) Evaluation used to assess participants' satisfaction with the training.
- (12) Sample certificate of attendance/participation, which shall include:

- (i) Name of participant.
 - (ii) Title of training.
 - (iii) Date of training.
 - (iv) Length of training (2 or 3 hours).
 - (v) Name and signature of the authorized representative of the approved provider. The signature may be an electronic signature.
 - (vi) Statement affirming the participant attended the entire course.
- (13) Verification of ability to report participation/attendance electronically to the Bureau in a format prescribed by the Bureau.
- (c) The Bureau will notify the applicant in writing upon approval of the course and will post a list of approved courses on the Bureau's website and the Board's website.

* * * * *

CONTINUING EDUCATION

§ 13.401. Credit hour requirements.

- (a) During each biennial renewal period, a licensed funeral director shall complete 6 hours of continuing education, including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 13.308(b) (relating to child abuse recognition and reporting—mandatory training requirement). [This] Except for the mandatory training in child abuse recognition and reporting, this provision does not require a funeral director to complete continuing education during the renewal period in which the funeral director is first issued a license.
- (b) Except as permitted in § 13.231(d) (relating to biennial registration; unregistered status and inactive status; failure to renew) or as directed by the Board, continuing education may satisfy the requirement of subsection (a) only for the biennium during which it was completed. No hour of

16A-4824 – Child Abuse Reporting Requirements
Final Annex
September 15, 2021

continuing education may be used to satisfy the requirement of subsection (a) for more than 1 biennium.

[(c) The requirement of subsection (a) will take effect, beginning with the biennial renewal period of February 1, 2006—January 31, 2008.]

* * * * *



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF FUNERAL DIRECTORS
Post Office Box 2649
Harrisburg, Pennsylvania 17105-2649
(717) 783-3397

November 30, 2021

The Honorable George D. Bedwick, Chairman
INDEPENDENT REGULATORY REVIEW COMMISSION
14th Floor, Harristown 2, 333 Market Street
Harrisburg, Pennsylvania 17101

Re: Final Regulation
State Board of Funeral Directors
16A-4824: Child Abuse Reporting Requirements

Dear Chairman Bedwick:

Enclosed is a copy of a final rulemaking package of the State Board of Funeral Directors pertaining to Child Abuse Reporting Requirements.

The Board will be pleased to provide whatever information the Commission may require during the course of its review of the rulemaking.

Sincerely,

A handwritten signature in black ink, appearing to read "William G. Harris".

William G. Harris, Chairperson
State Board of Funeral Directors

WGH/ckm:bmz

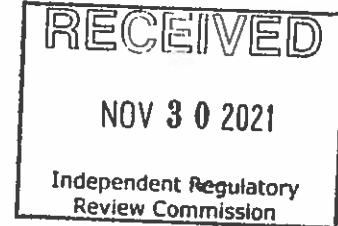
Enclosure

cc: K. Kalonji Johnson, Commissioner of Professional and Occupational Affairs
Pamela Lovino, Deputy Secretary of Regulatory Programs
Marc Farrell, Deputy Director of Policy, Department of State
Cynthia Montgomery, Deputy Chief Counsel, Department of State
Jacqueline A. Wolfgang, Regulatory Unit Counsel, Department of State
Jaime D. Black, Counsel, State Board of Funeral Directors
State Board of Funeral Directors

Zappasodi, Brittany

From: Blauch, Tammy <tblauch@pasen.gov>
Sent: Tuesday, November 30, 2021 11:40 AM
To: Zappasodi, Brittany; Smeltz, Jennifer
Subject: RE: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953

Hello Brittany,
Yes, our office has received your email with the latest regulations.



Tammy Blauch
Executive Secretary
Office of Senator Robert M. Tomlinson
Room 286 Main Capitol Building
Harrisburg, PA 17120
(717)-787-5072
Fax: (717)772-2991
tblauch@pasen.gov

From: Zappasodi, Brittany <bzappasodi@pa.gov>
Sent: Tuesday, November 30, 2021 8:40 AM
To: Smeltz, Jennifer <jmsmeltz@pasen.gov>; Blauch, Tammy <tblauch@pasen.gov>
Subject: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953
Importance: High

© CAUTION : External Email ©

Please provide written (email) confirmation of receipt of the delivery of the attached rulemakings.

Please be advised that the State Board of Funeral Directors, the State Board of Nursing, the State Board of Social Workers, Marriage and Family Therapists, and Professional Counselors and the State Board of Medicine are delivering the following final rulemakings:

- 16A-4824: Child Abuse Reporting Requirements
- 16A-5140: Child Abuse Reporting Requirements
- 16A-6919: Child Abuse Reporting Requirements
- 16A-4941: Child Abuse Reporting Requirements

Also, please be advised that the State Board of Medicine is delivering the following proposed rulemaking:

- 16A-4953: Registration of Naturopathic Doctors

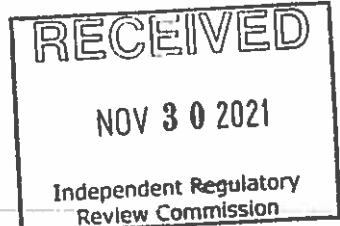
Brittany Zappasodi | Legal Assistant II
Office of Chief Counsel | Department of State

Zappasodi, Brittany

From: Livingston, Jerry <Jerry.Livingston@pasenate.com>
Sent: Tuesday, November 30, 2021 9:16 AM
To: Zappasodi, Brittany; Vazquez, Enid
Subject: RE: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953

Follow Up Flag: Follow up
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Received, thank you.



From: Zappasodi, Brittany <bzappasodi@pa.gov>
Sent: Tuesday, November 30, 2021 8:39 AM
To: Livingston, Jerry <Jerry.Livingston@pasenate.com>; Vazquez, Enid <Enid.Vazquez@pasenate.com>
Subject: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953
Importance: High

■ EXTERNAL EMAIL ■

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Brittany Zappasodi | Legal Assistant II
Office of Chief Counsel | Department of State
Governor's Office of General Counsel
P.O. Box 69523 | Harrisburg, PA 17106-9523
Phone 717.783.7200 | Fax 717.787.0251
bzappasodi@pa.gov | www.dos.pa.gov

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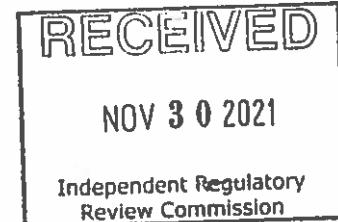
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Zappasodi, Brittany

From: Wilson, Marlene <MWilson@pahouse.net>
Sent: Tuesday, November 30, 2021 9:20 AM
To: Zappasodi, Brittany
Subject: RE: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953

Follow Up Flag: Follow up
Flag Status: Flagged

Received. Thank you.



*Marlene Wilson, Esquire
Senior Committee Executive Director
House Professional Licensure Committee
Rep. Jake Wheatley, Jr., Chairman
Phone: (717) 787-4032
Internal Phone: 6253
Email - mwilson@pahouse.net*

From: Zappasodi, Brittany <bzappasodi@pa.gov>
Sent: Tuesday, November 30, 2021 8:40 AM
To: Wilson, Marlene <MWilson@pahouse.net>
Subject: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953
Importance: High

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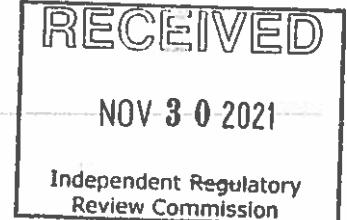
- 16A-4953: Registration of Naturopathic Doctors

Zappasodi, Brittany

From: Nicole Sidle <Nside@pahousegop.com>
Sent: Tuesday, November 30, 2021 9:07 AM
To: Zappasodi, Brittany; Emily Hackman
Subject: RE: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953

Received.

From: Zappasodi, Brittany <bzappasodi@pa.gov>
Sent: Tuesday, November 30, 2021 8:39 AM
To: Nicole Sidle <Nside@pahousegop.com>; Emily Hackman <Eepler@pahousegop.com>
Subject: DELIVERY: REGULATIONS 16A-4824, 16A-5140, 16A-6919, 16A-4941, 16A-4953
Importance: High



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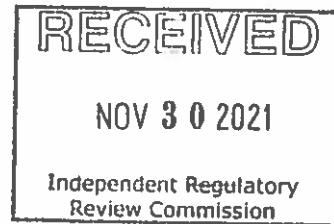
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Zappasodi, Brittany

From: Bulletin <bulletin@palrb.us>
Sent: Tuesday, November 30, 2021 8:52 AM
To: Zappasodi, Brittany
Cc: Code&Bulletin
Subject: [External] RE: DELIVERY: REGULATION 16A-4953

Follow Up Flag: Follow up
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Good morning Brittany,

Thank you for sending this rulemaking. Someone from our office will contact you regarding publication in the Pennsylvania Bulletin.

Take care,

Ernest L. Engvall | Legal Assistant
eengvall@palrb.us | 717.783.1531
Legislative Reference Bureau
Code and Bulletin Office

From: Zappasodi, Brittany <bzappasodi@pa.gov>
Sent: Tuesday, November 30, 2021 8:42 AM
To: Bulletin <bulletin@palrb.us>
Subject: DELIVERY: REGULATION 16A-4953
Importance: High

Please provide written (email) confirmation of receipt of the delivery of the attached rulemaking.

Please be advised that the State Board of Medicine is delivering the following proposed rulemaking:

- 16A-4953: Registration of Naturopathic Doctors

Brittany Zappasodi | Legal Assistant II
Office of Chief Counsel | Department of State
Governor's Office of General Counsel
P.O. Box 69523 | Harrisburg, PA 17106-9523
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