

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1052 Session of 2019

INTRODUCED BY NELSON, LONGIETTI, PICKETT, NEILSON, DUNBAR, PYLE, JAMES, SIMMONS, HEFFLEY, MASSER, STRUZZI, RIGBY, RADER, REESE, MILLARD, WARNER, WEBSTER AND T. DAVIS, APRIL 5, 2019

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES, NOVEMBER 21, 2019

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; providing for judicial administration; and
18 prescribing the manner in which the number and compensation
19 of the deputies and all other assistants and employes of
20 certain departments, boards and commissions shall be
21 determined," in powers and duties of the Department of Drug
22 and Alcohol Programs, further providing for powers and
23 duties.

24 The General Assembly of the Commonwealth of Pennsylvania
25 hereby enacts as follows:

26 Section 1. Section 2301-A of the act of April 9, 1929
27 (P.L.177, No.175), known as The Administrative Code of 1929, is

1 amended by adding a paragraph to read:

2 Section 2301-A. Powers and duties.

3 The Department of Drug and Alcohol Programs shall have the  
4 power and its duty shall be:

5 \* \* \*

6 (8.1) To require INPATIENT treatment facilities to <--  
7 notify AS APPROPRIATE an emergency contact designated by a <--  
8 patient if the patient leaves a treatment facility against  
9 medical advice, provided that the patient has not revoked  
10 consent to notify the emergency contact. Notification must  
11 occur immediately and in no event later than 12 hours of a  
12 patient leaving against medical advice. TREATMENT FACILITIES <--  
13 SHALL DEVELOP POLICIES AND PROCEDURES TO IMPLEMENT THIS  
14 PARAGRAPH, WHICH SHALL INCLUDE ADVISING PATIENTS OF  
15 NOTIFICATIONS REQUIRED TO BE MADE BY TREATMENT FACILITIES.  
16 THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY WHERE THE  
17 TREATMENT FACILITY HAS KNOWLEDGE OF OR REASON TO KNOW OF  
18 ALLEGATIONS OF DOMESTIC ABUSE PERPETRATED UPON THE PATIENT BY  
19 THE EMERGENCY CONTACT.

20 \* \* \*

21 Section 2. This act shall take effect in 60 days.