

No. 2001-112

## AN ACT

SB 611

Amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, further providing for mandatory inclusion of child medical support and for information relating to prospective child-care personnel.

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

Section 1. Section 4326(h.1) of Title 23 of the Pennsylvania Consolidated Statutes is amended and the section is amended by adding a subsection to read:

§ 4326. Mandatory inclusion of child medical support.

\* \* \*

***(d.1) Medical support notice.—The department shall develop a medical support notice for use by the department or domestic relations section in accordance with procedures established by the department. The medical support notice shall comply with national standards established by the Federal Government for medical support notices. The department or domestic relations section shall send the medical support notice to the employer within two business days after the date of entry of an employee who is a new hire into the Commonwealth directory of new hires under section 4392 (relating to employer reporting).***

\* \* \*

**(h.1) Obligations of employers.—Every employer doing business within this Commonwealth shall be obligated as follows:**

(1) in any case in which a parent is required by a court order to provide health coverage for a child and the parent is eligible for family health coverage, the employer shall permit the insured parent to enroll any child who is otherwise eligible without regard to any enrollment season restrictions;

(2) if the insured parent is enrolled but fails to make application to obtain coverage for such child, to enroll the child under the family coverage upon application by the child's other parent, the domestic relations section or the department; **[and]**

(3) not to disenroll or eliminate coverage of any such child unless the employer is provided satisfactory written evidence that the court or administrative order is no longer in effect, the child is or will be enrolled in comparable health coverage which will take effect not later than the effective date of such disenrollment or the employer has eliminated family health coverage for all of its employees[.];

***(4) to transfer health coverage for any child to the health coverage of the employer upon receipt of a medical support notice under***

*subsection (d.1) issued by the department or a domestic relations section within 20 business days after the date of the notice; and*

*(5) to notify the domestic relations section whenever the insured parent's employment is terminated.*

\* \* \*

Section 2. Section 6344(h) of Title 23 is amended to read:

§ 6344. Information relating to prospective child-care personnel.

\* \* \*

(h) Fees.—The department may charge a fee not to exceed \$10 in order to conduct the certification as required in subsection (b)(2), except that no fee shall be charged to an individual who makes the request in order to apply to become a volunteer with an affiliate of Big Brothers of America or Big Sisters of America *or with a rape crisis center or domestic violence shelter.*

\* \* \*

Section 3. This act shall take effect immediately.

APPROVED—The 17th day of December, A.D. 2001.

MARK S. SCHWEIKER