

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 1683 Session of  
2017

---

INTRODUCED BY SCHLOSSBERG, CALTAGIRONE, D. COSTA, DeLUCA,  
FREEMAN, MADDEN, O'BRIEN, PASHINSKI, ROZZI, SOLOMON AND  
THOMAS, JULY 24, 2017

---

REFERRED TO COMMITTEE ON JUDICIARY, JULY 24, 2017

---

AN ACT

1 Amending the act of November 29, 2006 (P.L.1471, No.165),  
2 entitled "An act providing for a sexual assault evidence  
3 collection program and for powers and duties of the  
4 Department of Health and the Pennsylvania State Police;  
5 establishing civil immunity; and providing for rights of  
6 sexual assault victims," further providing for definitions  
7 and for sexual assault evidence collection program.

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

10 Section 1. The definition of "final disposition" in section  
11 2 of the act of November 29, 2006 (P.L.1471, No.165), known as  
12 the Sexual Assault Testing and Evidence Collection Act, amended  
13 July 10, 2015 (P.L.142, No.27), is amended to read:

14 Section 2. Definitions.

15 The following words and phrases when used in this act shall  
16 have the meanings given to them in this section unless the  
17 context clearly indicates otherwise:

18 \* \* \*

19 "Final disposition." With respect to a criminal case or  
20 investigation to which sexual assault evidence relates, any of

1 the following:

2 (1) The conviction or acquittal of all suspected  
3 perpetrators of the crime involved.

4 (2) A determination by the [local law enforcement agency  
5 in possession of] district attorney with jurisdiction over  
6 the sexual assault evidence that the case is unfounded.

7 (3) A declaration by the victim of the crime involved  
8 that the act constituting the basis of the crime was not  
9 committed.

10 \* \* \*

11 Section 2. Section 3(c) of the act is amended by adding a  
12 paragraph to read:

13 Section 3. Sexual assault evidence collection program.

14 \* \* \*

15 (c) Submission and analysis.--The following shall apply to  
16 all sexual assault evidence obtained by a health care facility,  
17 at the request or consent of the victim, on or after the  
18 effective date of this subsection:

19 \* \* \*

20 (1.1) When the health care facility is informed that  
21 treatment for sexual assault is being sought by a victim, the  
22 health care facility shall inform the victim of all rights  
23 under this act.

24 \* \* \*

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