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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1871 Session of  
2023

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INTRODUCED BY BOROWSKI, C. WILLIAMS, PROBST, HILL-EVANS,  
T. DAVIS, MADDEN, CURRY, SHUSTERMAN, KAZEEM, DALEY AND KHAN,  
NOVEMBER 30, 2023

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REFERRED TO COMMITTEE ON HEALTH, NOVEMBER 30, 2023

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AN ACT

1 Providing for duty of primary care providers to provide  
2 information on sudden unexpected death in epilepsy and for  
3 duties of Department of Health.

4 This act may be referred to as Morgan Rose's Law.

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

7 Section 1. Short title.

8 This act shall be known and may be cited as the Sudden  
9 Unexpected Death in Epilepsy Awareness Act.

10 Section 2. Definitions.

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

14 "Department." The Department of Health of the Commonwealth.

15 "Epilepsy." A disorder of the brain characterized by  
16 repeated seizures.

17 "Patient." An individual who is under the medical care of a  
18 primary care provider.

1 "Primary care provider." A health care provider who, within  
2 the scope of the health care provider's practice, supervises,  
3 coordinates, prescribes or otherwise provides or proposes to  
4 provide health care services to a patient and maintains  
5 continuity of care for the patient.

6 "Sudden unexpected death in epilepsy" or "SUDEP." A death in  
7 a patient previously diagnosed with epilepsy that is not due to  
8 trauma, drowning, status epilepticus or other known causes and  
9 for which there is often evidence of an associated seizure.

10 Section 3. Duty of primary care providers to provide  
11 information on SUDEP.

12 A primary care provider who manages the ongoing care of a  
13 patient shall have the following duties:

14 (1) Provide the patient or the patient's parent,  
15 guardian or caregiver with a fact sheet on SUDEP that  
16 includes statistics related to epilepsy and SUDEP, associated  
17 risks of epilepsy and information regarding the prevention of  
18 SUDEP.

19 (2) Provide the patient or the patient's parent,  
20 guardian or caregiver with a resource list of the names,  
21 addresses and telephone numbers of professional organizations  
22 that provide information and services related to SUDEP,  
23 including the North American SUDEP Registry, the Epilepsy  
24 Foundation and SUDEP - Epilepsy Alliance America.

25 (3) Document in the patient's medical record that the  
26 patient received the fact sheet and resource list under  
27 paragraphs (1) and (2).

28 Section 4. Duties of department.

29 The department shall have the following duties:

30 (1) Promulgate regulations as necessary to implement

1 this act.

2 (2) Enforce this act and the regulations promulgated  
3 under this act.

4 (3) Make available a printable fact sheet and resource  
5 list as specified under section 3(1) and (2) on the  
6 department's publicly accessible Internet website.

7 (4) Update the printable fact sheet and resource list  
8 under paragraph (3) as the department deems necessary to  
9 implement this act.

10 Section 5. Effective date.

11 This act shall take effect in 60 days.