

**House Judiciary Committee Voting Meeting
Majority Caucus Room
Room 140 Main Capitol
Harrisburg, PA 17120
September 24, 2026
1:00 PM**

PLEASE NOTE: FIVE AMENDMENTS HAVE BEEN ADDED TO THE AGENDA; THE CORRESPONDING MATERIALS HAVE BEEN UPLOADED.

Agenda

House Bill 1097 (WARREN) An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in riot, disorderly conduct and related offenses, providing for the offense of use of live pigeons for target.

House Bill 2699 (HANBIDGE/FRITZ) An Act amending Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child protective services, further providing for services for prevention, investigation and treatment of child abuse and for reports to department and coroner; and making an editorial change.

House Bill 2744 (BRIGGS) An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in sentencing, further providing for modification or revocation of order of probation.

House Bill 2752 (BURGOS/YOUNG) An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in human trafficking, further providing for asset forfeiture.

House Bill 2758 (KENYATTA) An Act amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, in preparation for and conduct of primaries and elections, further providing for peace officers, no police officer to be within one hundred feet of polling place, exceptions, presence of soldiers prohibited; and, in penalties, further providing for police officers at polling places.

House Resolution 594 (WEBSTER) A Resolution directing the Joint State Government Commission to conduct a study of Pennsylvania's parole process that identifies shortcomings and areas for improvement and issue a report with recommendations for reform.

House Resolution 618 (DOUGHERTY/FLICK) A Resolution directing the Pennsylvania Legislative Budget and Finance Committee to study treatment and support for individuals with mental illnesses, behavioral health disorders, intellectual and developmental disabilities, and Autism in Pennsylvania's county jails.

Senate Bill 381 (MASTRIANO/COMITTA) An Act amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in public safety, prohibiting certain animal experimentation, sale and testing; and imposing penalties.

And any other business that comes before the Committee

Adjournment

Attachments:

- HB1097 BA
- HB 1097
- HB2699 BA
- A04227
- HB 2699

- HB2744 BA
- HB 2744
- HB2752 BA
- HB 2752
- HB2758 BA
- A04260
- HB 2758
- HR594 BA
- A04221
- HR 594
- HR618 BA
- A04289
- HR 618
- SB381 BA
- A04284
- SB 381

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HB1097 PN1211	Prepared By:	David Vitale, Esq. (717) 705-7011,6791
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Warren, Perry		
Date:	4/1/2025		

A. Brief Concept

Prohibits live pigeon shoots in the Commonwealth.

C. Analysis of the Bill

Amends Title 18 by adding § 5545.1 (Use of live pigeons for target) making it a summary offense if a person willfully organizes, operates, conducts or knowingly permits a premises to be owned, leased or used for a contest event in which live pigeons are used as targets for either amusement or as a test of skill in marksmanship that are launched or otherwise immediately presented to the shooter either manually or with electronic or mechanical assistance from a fixed location or locations within a predefined shooting field.

Nothing under this section applies to fair chase hunting activities, training of dogs for activity under the Game Code or a special permit under 58 Pa. Code Ch. 147 (relating to special permits -- related to hunting).

Effective Date:

60 Days.

G. Relevant Existing Laws

Using live pigeons for trap and block shoots is currently not prohibited within the Commonwealth. However, under §5545 it is a summary offense to shoot, maim or kill an Antwerp or homing pigeon, either while on flight or at rest, or detains or entraps a pigeon which carries the name of the pigeon's owner.

E. Prior Session (Previous Bill Numbers & House/Senate Votes).

House Bill 2139 of 2023, passed the House Judiciary Committee 16-8 on April 29, 2024. Rep's Rigby and Scialabba voted yes and Rep. Bonner did not vote on the bill.

Sen. Browne (R) introduced SB 702 in 2021, SB 787 in 2019, SB 612 in 2017, SB 715 of 2015, the bills were referred to the Senate Judiciary Committee but received no further consideration.

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THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1097 Session of
2025

INTRODUCED BY WARREN, M. JONES, VENKAT, PIELLI, SANCHEZ,
McNEILL, KHAN, HILL-EVANS, GIRAL, ISAACSON, HOWARD, GUENST,
HADDOCK, SAMUELSON, HOHENSTEIN, CIRESI, FIEDLER, SHUSTERMAN,
FREEMAN, McANDREW, POWELL, SAPPEY, ABNEY, D. MILLER, OTTEN,
DEASY, CERRATO, MALAGARI, HOGAN, BIZZARRO, FRANKEL, SCHWEYER,
SALISBURY, VITALI AND CARROLL, APRIL 1, 2025

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 1, 2025

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in riot, disorderly conduct and
3 related offenses, providing for the offense of use of live
4 pigeons for target.

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

7 Section 1. Title 18 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 5545.1. Use of live pigeons for target.

10 (a) Offense defined.--A person commits a summary offense if
11 the person willfully organizes, operates, conducts or knowingly
12 permits a premises to be owned, leased or used for a contest
13 event in which live pigeons are used as targets for either
14 amusement or as a test of skill in marksmanship that are
15 launched or otherwise immediately presented to the shooter
16 either manually or with electronic or mechanical assistance from
17 a fixed location or locations within a predefined shooting

1 field.

2 (b) Applicability.--Nothing under this section shall be
3 construed to apply to activity which is authorized or permitted
4 under 34 Pa.C.S. (relating to game), the training of dogs for
5 activity which is authorized or permitted under 34 Pa.C.S. or a
6 special permit under 58 Pa. Code Ch. 147 (relating to special
7 permits).

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

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HB2699 PN3771	Prepared By:	Michelle Batt, Esq. (717) 705-1880
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Hanbidge, Liz and Fritz, Jonathan		
Date:	7/20/2026		

A. Brief Concept

Expands eligibility criteria for membership on child fatality and near fatality review teams.

C. Analysis of the Bill

Amends Subchapter D (Organization and Responsibilities of Child) of Chapter 63 (Child Protective Services) of Title 23 modify and expand participation in child fatality and near fatality review teams.

The bill changes the following individuals from being permitted to being required to serve on the minimum six-person team:

- a staff person from the county agency.
- a health care professional.
- a representative of law enforcement or the district attorney.

The bill additionally requires that the team include "a regional office representative of the department", an expansion to include DHS.

The bill maintains the following individuals as permitted on the team, but clarifies that they must have had involvement with or knowledge of the abused child and their circumstances (amended/additional text underlined below):

- A representative of a local school, educational program or child care or early childhood development program of the abused child.
- The abused child's attorney, guardian ad litem or court appointed special advocate under 42 Pa.C.S. § 6342 (relating to court-appointed special advocates).
- The abused child's mental health professional.
- A representative of a children's advocacy center that provided services to the abused child. The individual under this subparagraph must not be an employee of the county agency.

The bill additionally maintains county coroners and forensic pathologists as permissible members and adds medical examiners to this category. The bill makes other amendments to ensure that medical examiners are granted the same right to access county agency information as are coroners.

The bill adds the following as permissible members:

- the abused child's primary care provider.
- the consulting child abuse pediatrician or other treating physician if no child abuse pediatrician is involved.
- a representative of the managed care organization serving the abused child.
- a mandated reporter who interacted with the abused child leading up to the incident.

The bill creates a separate category of "volunteer team members" who may be invited to participate in a review team at the discretion of the chairperson based on the person's relevant

expertise or involvement with the abused child or the child's family. Voluntary members may include:

- a representative of the Department of Human Services' ChildLine (new)
- a representative of a local domestic violence program
- a representative of a local drug and alcohol program
- a representative of the local health department (new)
- a representative of the local community service provider (new)
- a representative of the local child death review team (new)
- a representative of emergency medical services (new)
- an in-home service provider, including early intervention, that has provided services to the abused child's family within the prior 16 months (new)
- an individual representing the abused child's parents.
- a juvenile probation officer or county probation officer (new)
- a member of the advisory committee of the county agency
- any individual who the county agency or child fatality or near fatality review team determines is necessary to assist the team in performing its duties.

Effective Date:

60 Days.

G. Relevant Existing Laws

23 Pa.C.S. 6365. Services for prevention, investigation and treatment of child abuse.

(d) Child fatality or near fatality review team and written report.--

(1) A child fatality or near fatality review team shall be convened by a county agency in accordance with a protocol developed by the county agency, the department and the district attorney in a case when a child dies or nearly dies as a result of child abuse as to which there is an indicated report or when the county agency has not made a status determination within 30 days. The team may convene after a county agency makes a determination of an indicated report and shall convene no later than 31 days from the receipt of the oral report to the department of the suspected child abuse. A county agency in the county where the abuse occurred and in any county where the child resided within the 16 months preceding the fatality or near fatality shall convene a child fatality or near fatality review team. A team shall consist of at least six individuals who are broadly representative of the county where the team is established and who have expertise in prevention and treatment of child abuse. With consideration given to the circumstances of each case and availability of individuals to serve as members, the team may consist of the following individuals:

- (i) A staff person from the county agency.
- (ii) A member of the advisory committee of the county agency.
- (iii) A health care professional.
- (iv) A representative of a local school, educational program or child care or early childhood development program.
- (v) A representative of law enforcement or the district attorney.
- (vi) An attorney-at-law trained in legal representation of children or an individual trained under 42 Pa.C.S. § 6342 (relating to court-appointed special advocates).

- (vii) A mental health professional.
- (viii) A representative of a children's advocacy center that provides services to children in the county. The individual under this subparagraph must not be an employee of the county agency.
- (ix) The county coroner or forensic pathologist.
- (x) A representative of a local domestic violence program.
- (xi) A representative of a local drug and alcohol program.
- (xii) An individual representing parents.
- (xiii) Any individual whom the county agency or child fatality or near fatality review team determines is necessary to assist the team in performing its duties.

23 Pa.C.S. § 6367. Reports to department and coroner.

- (a) Reports to department.--Upon the receipt of each report of suspected child abuse made pursuant to this chapter, the county agency shall immediately transmit a child abuse report summary as provided in section 6313 (relating to reporting procedure) to the department. Supplemental reports shall be made at regular intervals thereafter in a manner and form the department prescribes by regulation to the end that the department is kept fully informed and up-to-date concerning the status of reports of child abuse.
- (b) Reports to coroner.--The county agency shall give telephone notice and forward immediately a copy of reports made pursuant to this chapter which involve the death of a child to the appropriate coroner pursuant to section 6317 (relating to mandatory reporting and postmortem investigation of deaths).
- (c) Child deaths and near fatalities.--A county agency shall immediately provide information to the department regarding its involvement with the child and with the child's parent, guardian or custodian when a child dies or nearly dies and child abuse is suspected. The county agency shall inform the department of any history of child protective or general protective services provided to the child prior to the child's death or near fatality and of services provided to other children of the child's parent, guardian or custodian by the county agency or by court order. The county agency shall inform the department if the child was in the agency's custody at the time of the child's death or near fatality. The county agency shall provide this information in writing on forms provided by the department within 48 hours of the oral report.

E. Prior Session (Previous Bill Numbers & House/Senate Votes).

None.

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LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO HOUSE BILL NO. 2699

Sponsor:

Printer's No. 3771

1 Amend Bill, page 4, line 24, by striking out "may" and
2 inserting

3 shall

4 Amend Bill, page 5, line 17, by striking out "and" and
5 inserting a comma

6 Amend Bill, page 6, line 13, by striking out "the abused
7 child's"

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2699 Session of
2026

INTRODUCED BY HANBIDGE, FRITZ, PUGH, SANCHEZ, HILL-EVANS, SAPPEY
AND D. WILLIAMS, JULY 14, 2026

REFERRED TO COMMITTEE ON JUDICIARY, JULY 14, 2026

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in child protective services, further
3 providing for services for prevention, investigation and
4 treatment of child abuse and for reports to department and
5 coroner; and making an editorial change.

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

8 Section 1. Section 6341(f) of Title 23 of the Pennsylvania
9 Consolidated Statutes is amended to read:

10 § 6341. Amendment or expunction of information.

11 * * *

12 (f) Notice of expunction.--Written notice of an expunction
13 of any child abuse record made pursuant to the provisions of
14 this chapter shall be served upon the subject of the record who
15 was responsible for the abuse or injury and the appropriate
16 county agency. Except as provided in this subsection, the county
17 agency, upon receipt of the notice, shall take appropriate,
18 similar action in regard to the local child abuse records and
19 inform, for the same purpose, the appropriate coroner if that

1 officer has received reports pursuant to section 6367 (relating
2 to reports to department and coroner or medical examiner).
3 Whenever the county agency investigation reveals, within 60 days
4 of receipt of the report of suspected child abuse, that the
5 report is unfounded but that the subjects need services provided
6 or arranged by the county agency, the county agency shall retain
7 those records and shall specifically identify that the report
8 was an unfounded report of suspected child abuse. An unfounded
9 report regarding subjects who receive services shall be expunged
10 no later than 120 days following the expiration of one year
11 after the termination or completion of services provided or
12 arranged by the county agency.

13 * * *

14 Section 2. Section 6365(d)(1) of Title 23 is amended and the
15 subsection is amended by adding paragraphs to read:

16 § 6365. Services for prevention, investigation and treatment of
17 child abuse.

18 * * *

19 (d) Child fatality or near fatality review team and written
20 report.--

21 (1) A child fatality or near fatality review team shall
22 be convened by a county agency in accordance with a protocol
23 developed by the county agency, the department and the
24 district attorney in a case when a child dies or [nearly
25 dies] suffers a near fatality as a result of child abuse as
26 to which there is an indicated report or when the county
27 agency has not made a status determination within 30 days.
28 The team may convene after a county agency makes a
29 determination of an indicated report and shall convene no
30 later than 31 days from the receipt of the oral report to the

1 department of the suspected child abuse. A county agency in
2 the county where the abuse occurred and in any county where
3 the child resided within the 16 months preceding the fatality
4 or near fatality shall convene a child fatality or near
5 fatality review team. [A team shall consist of at least six
6 individuals who are broadly representative of the county
7 where the team is established and who have expertise in
8 prevention and treatment of child abuse. With consideration
9 given to the circumstances of each case and availability of
10 individuals to serve as members, the team may consist of the
11 following individuals:

12 (i) A staff person from the county agency.

13 (ii) A member of the advisory committee of the
14 county agency.

15 (iii) A health care professional.

16 (iv) A representative of a local school, educational
17 program or child care or early childhood development
18 program.

19 (v) A representative of law enforcement or the
20 district attorney.

21 (vi) An attorney-at-law trained in legal
22 representation of children or an individual trained under
23 42 Pa.C.S. § 6342 (relating to court-appointed special
24 advocates).

25 (vii) A mental health professional.

26 (viii) A representative of a children's advocacy
27 center that provides services to children in the county.
28 The individual under this subparagraph must not be an
29 employee of the county agency.

30 (ix) The county coroner or forensic pathologist.

(x) A representative of a local domestic violence program.

(xi) A representative of a local drug and alcohol program.

(xii) An individual representing parents.

(xiii) Any individual whom the county agency or child fatality or near fatality review team determines is necessary to assist the team in performing its duties.]

(1.1) A review team under paragraph (1) shall consist of the following:

(i) At least six individuals who are broadly representative of the county where the team is established and who have expertise in prevention and treatment of child abuse.

(ii) A staff person from the county agency.

(iii) A regional office representative of the department.

(iv) A health care professional.

(v) A representative of law enforcement or the district attorney.

(1.2) If the involvement, services or expertise of the following are applicable within a specific case, as determined by the chairperson, the review team under paragraph (1) may also consist of any of the following:

(i) A representative of a local school, educational program or child care or early childhood development program of the abused child.

(ii) The abused child's attorney, guardian ad litem or court-appointed special advocate under 42 Pa.C.S. § 6342 (relating to court-appointed special advocates).

1 (iii) The abused child's mental health professional.

2 (iv) The abused child's primary care provider.

3 (v) The consulting child abuse pediatrician or other
4 treating physician if no child abuse pediatrician is
5 involved.

6 (vi) A representative of the managed care
7 organization serving the abused child.

8 (vii) A mandated reporter who interacted with the
9 abused child leading up to the incident.

10 (viii) A representative of a children's advocacy
11 center that provided services to the abused child. The
12 individual under this subparagraph must not be an
13 employee of the county agency.

14 (ix) The county coroner, medical examiner or
15 forensic pathologist when the review is a child fatality.

16 (1.3) With consideration given to the circumstances of
17 each case, including the abused child's age, services and
18 other risk factors and the availability of individuals to
19 serve as team members, the review team under paragraph (1)
20 may also consist of voluntary team members. Following a
21 recommendation by a team member, an invitation for
22 participation in a review team under this subsection shall be
23 determined by the chairperson based on the person's relevant
24 expertise or involvement with the abused child or the child's
25 family. Voluntary members may include:

26 (i) A representative of the Department of Human
27 Services' ChildLine.

28 (ii) A representative of a local domestic violence
29 program.

30 (iii) A representative of a local drug and alcohol

1 program.

2 (iv) A representative of the local health
3 department.

4 (v) A representative of the local community service
5 provider.

6 (vi) A representative of the local child death
7 review team.

8 (vii) A representative of emergency medical
9 services.

10 (viii) An in-home service provider, including early
11 intervention, that has provided services to the abused
12 child's family within the prior 16 months.

13 (ix) An individual representing the abused child's
14 parents.

15 (x) A juvenile probation officer or county probation
16 officer.

17 (xi) A member of the advisory committee of the
18 county agency.

19 (xii) Any individual who the county agency or child
20 fatality or near fatality review team determines is
21 necessary to assist the team in performing its duties.

22 * * *

23 Section 3. Section 6367 of Title 23 is amended to read:

24 § 6367. Reports to department and coroner or medical examiner.

25 (a) Reports to department.--Upon the receipt of each report
26 of suspected child abuse made pursuant to this chapter, the
27 county agency shall immediately transmit a child abuse report
28 summary as provided in section 6313 (relating to reporting
29 procedure) to the department. Supplemental reports shall be made
30 at regular intervals thereafter in a manner and form the

1 department prescribes by regulation to the end that the
2 department is kept fully informed and up-to-date concerning the
3 status of reports of child abuse.

4 (b) Reports to coroner.--

5 (1) The county agency shall give telephone notice and
6 forward immediately a copy of reports made pursuant to this
7 chapter which involve the death of a child to the appropriate
8 coroner or medical examiner pursuant to section 6317
9 (relating to mandatory reporting and postmortem investigation
10 of deaths).

11 (2) The county agency shall provide the appropriate
12 coroner or medical examiner with any information relating to
13 the reports made under this chapter that involves the death
14 of a child that may assist the coroner or medical examiner in
15 the investigation of the child's death.

16 (c) Child deaths and near fatalities.--A county agency shall
17 immediately provide information to the department regarding its
18 involvement with the child and with the child's parent, guardian
19 or custodian when a child dies or [nearly dies and child abuse
20 is suspected.] suffers a near fatality as a result of suspected
21 child abuse. The county agency shall inform the department of
22 any history of child protective or general protective services
23 provided to the child prior to the child's death or near
24 fatality and of services provided to other children of the
25 child's parent, guardian or custodian by the county agency or by
26 court order. The county agency shall inform the department if
27 the child was in the agency's custody at the time of the child's
28 death or near fatality. The county agency shall provide this
29 information in writing on forms provided by the department
30 within 48 hours of the oral report.

1 Section 4. This act shall take effect in 60 days.

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HB2744 PN3832	Prepared By:	Michelle Batt, Esq. (717) 705-1880
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Briggs, Tim		
Date:	8/20/2026		

A. Brief Concept

Clarifies the recidivist sentencing scheme for technical probation violations.

C. Analysis of the Bill

Amends Title 42 Pa.C.S. Section 9771(c)(2) (relating to modification or revocation of order of probation) to add language clarifying that the graduated sentencing scheme for technical probation violations introduced by Act 44 of 2023 hinges on the number of violation hearings, as opposed to the number of technical violations alleged per hearing.

Effective Date:

60 Days.

G. Relevant Existing Laws

42 Pa.C.S. 9771(c)(2) If a court imposes a sentence of total confinement following a revocation, the basis of which is for one or more technical violations under paragraph (1)(ii) or (iii), the court shall consider the employment status of the defendant. The defendant shall be sentenced as follows:

- (i) For a first technical violation, a maximum period of 14 days.
- (ii) For a second technical violation, a maximum period of 30 days.
- (iii) For a third or subsequent technical violation, the court may impose any sentencing alternatives available at the time of initial sentencing.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

None.

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THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2744 Session of
2026

INTRODUCED BY BRIGGS, McNEILL, KINKEAD, MAYES, KHAN, DOUGHERTY,
GUENST AND SANCHEZ, AUGUST 20, 2026

REFERRED TO COMMITTEE ON JUDICIARY, AUGUST 24, 2026

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in sentencing, further
3 providing for modification or revocation of order of
4 probation.

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

7 Section 1. Section 9771(c)(2)(i), (ii) and (iii) of Title 42
8 of the Pennsylvania Consolidated Statutes are amended to read:
9 § 9771. Modification or revocation of order of probation.

10 * * *

11 (c) Limitation on sentence of total confinement.--There is a
12 presumption against total confinement for technical violations
13 of probation. The following shall apply:

14 * * *

15 (2) If a court imposes a sentence of total confinement
16 following a revocation, the basis of which is for one or more
17 technical violations under paragraph (1)(ii) or (iii), the
18 court shall consider the employment status of the defendant.
19 The defendant shall be sentenced as follows:

1 (i) For a first hearing in which one or more
2 technical [violation,] violations are found, a maximum
3 period of 14 days.

4 (ii) For a second hearing in which one or more
5 technical [violation,] violations are found, a maximum
6 period of 30 days.

7 (iii) For a third or subsequent hearing in which one
8 or more technical [violation,] violations are found, the
9 court may impose any sentencing alternatives available at
10 the time of initial sentencing.

11 * * *

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

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HB2752 PN3844	Prepared By:	David Vitale, Esq. (717) 705-7011
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Burgos, Danilo and Young, Regina		
Date:	9/14/2026		

A. Brief Concept

Requires individuals convicted of human trafficking to forfeit property used in the offense and prioritizes the use of forfeited assets to pay restitution to victims.

C. Analysis of the Bill

Amends Chapter 30 (Human Trafficking) in Title 18 (Crimes Code) to require individuals convicted of human trafficking to forfeit property used in or derived from the offense and prioritizes the use of forfeited assets to pay restitution to victims.

Amends Section 3021 (Asset Forfeiture) to mandate the forfeiture of property used or intended to facilitate human trafficking, as well as proceeds derived from the offense. The bill requires forfeited assets to be first applied to court-ordered restitution before any remaining proceeds are distributed to law enforcement, prosecutors, or the Pennsylvania Commission on Crime & Delinquency (PCCD).

Effective Date:

60 Days.

G. Relevant Existing Laws

Section 3021 authorizes the civil forfeiture of domestic and foreign assets connected to human trafficking, including assets:

- Used to influence a trafficking enterprise;
- Affording a person a source of influence over a human trafficking organization;
- Acquired to support or conceal the offense; or
- Derived from or used to commit it.

Property may generally be seized through court-issued process, although warrantless seizure is permitted in specified circumstances, and the Commonwealth must pursue an in rem forfeiture proceeding (proceeding brought against the property itself) with notice and an opportunity for owners and other claimants to contest the forfeiture.

Once the Commonwealth presents evidence that the property is subject to forfeiture, the claimant must establish lawful ownership and use - or lack of knowledge or consent - by a preponderance of the evidence. After forfeiture expenses and qualifying law-enforcement costs are reimbursed, 30% of the remaining proceeds goes to the prosecuting attorney for human-trafficking investigations and prosecutions, while 70% goes to PCCD for human-trafficking grants and victim services.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

None.

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THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2752 Session of 2026

INTRODUCED BY BURGOS, YOUNG, BRENNAN, PROBST, MADDEN, GUZMAN,
HOHENSTEIN, SANCHEZ, NEILSON, PASHINSKI, D. WILLIAMS, MERSKI,
PARKER, RUSNOCK, BOYD AND INGLIS, AUGUST 27, 2026

REFERRED TO COMMITTEE ON JUDICIARY, AUGUST 27, 2026

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in human trafficking, further
3 providing for asset forfeiture.

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

6 Section 1. Section 3021(d) and (m) introductory paragraph of
7 Title 18 of the Pennsylvania Consolidated Statutes are amended
8 and the section is amended by adding subsections to read:

9 § 3021. Asset forfeiture.

10 * * *

11 (a.1) Mandatory forfeiture.--In addition to property subject
12 to forfeiture under subsection (a), if a person is convicted of
13 a violation of this chapter, the court, in imposing sentence,
14 shall order the person to forfeit to the Commonwealth the
15 person's interest in any of the following:

16 (1) Real or personal property that was involved in, used
17 or intended to be used to commit or facilitate the commission
18 of the violation and property traceable to the property.

1 (2) Real or personal property that constitutes or is
2 derived from proceeds that the person obtained, directly or
3 indirectly, as a result of the violation and property
4 traceable to the property.

5 * * *

6 (d) Transfer of property.--If property is forfeited under
7 this section, the property shall be transferred to the custody
8 of the district attorney if the law enforcement authority
9 seizing the property has county or local jurisdiction, or the
10 Attorney General if the law enforcement authority seizing the
11 property has Statewide jurisdiction. The Attorney General or
12 district attorney, where appropriate, may sell the property. The
13 proceeds from a sale shall first be used to pay all proper
14 expenses of the proceedings for forfeiture and sale, including
15 expenses of seizure, maintenance of custody, advertising and
16 court costs. The balance of the proceeds shall be distributed
17 under [subsection (m)] subsections (m) and (m.1).

18 * * *

19 (m) Disposition of proceeds.--Subject to subsection (d), all
20 moneys forfeited and the proceeds from the sale of all property
21 forfeited and seized under this section shall be paid as
22 follows, except as provided under subsection (m.1):

23 * * *

24 (m.1) Restitution priority.--

25 (1) The Attorney General or district attorney, where
26 appropriate, shall transfer money, property or proceeds
27 forfeited under this section to satisfy an order of
28 restitution arising from a violation of this chapter.

29 (2) A transfer under paragraph (1) shall have priority
30 over a distribution under subsection (m) to a law enforcement

1 agency, the office of the prosecuting attorney or the
2 commission.

3 (3) A transfer under this subsection shall not reduce or
4 otherwise mitigate the obligation of a person convicted of a
5 violation of this chapter to satisfy the full amount of an
6 order of restitution through nonforfeited assets.

7 * * *

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

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HB2758 PN3855	Prepared By:	David Vitale, Esq. (717) 705-7011
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Kenyatta, Malcolm		
Date:	9/14/2026		

A. Brief Concept

Amends the Election Code to clarify that no law enforcement officer is permitted within 100-feet of a polling place during the conduct of any primary or election and provides a civil remedy for individuals that have been aggrieved by a law enforcement officer at a polling place.

C. Analysis of the Bill

Amends Section 1207 to replace the term "police officer" with "Law Enforcement Officer".

For purposes of this section, the term "law enforcement officer" means an officer or agent of the United States, the Commonwealth or a political subdivision thereof or another state or political subdivision thereof or who is empowered by law to conduct investigations of or to make arrests for violations of the laws of the United States or the Commonwealth or an equivalent violation in another jurisdiction.

Amends Section 1820 to replace the term "police officer" with "Law Enforcement Officer" as well as provide a civil remedy for individuals that have been aggrieved by a law enforcement officer. An individual aggrieved by a law enforcement officer convicted of a violation of this section may initiate civil action against the law enforcement officer and shall be entitled to recover actual and punitive damages, reasonable attorney fees and other reasonably related litigation costs incurred relating to the civil action.

For purposes of this section, the term "law enforcement officer" means an officer or agent of the United States, the Commonwealth or a political subdivision thereof or another state or political subdivision thereof or who is empowered by law to conduct investigations of or to make arrests for violations of the laws of the United States or the Commonwealth or an equivalent violation in another jurisdiction.

Effective Date:

60 Days.

G. Relevant Existing Laws

Act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code

Section 1207. Peace Officers; No Police Officer to Be Within One Hundred Feet of Polling Place; Exceptions; Presence of Soldiers Prohibited.--(First two sentences repealed Oct. 9, 2009, P.L.494, No.49) The election officers, or any three qualified electors of any election district, may call upon any mayor, chief burgess, sheriff, deputy sheriff, constable, deputy constable, or police officer, to clear an avenue to the door of any polling place which is obstructed in such a way as to prevent electors from approaching, or to maintain order and quell any disturbance, if such arises. No police officer in commission, whether in uniform or in citizen's clothes, shall be within one hundred feet of a polling place during the conduct of any primary or election, unless in the exercise of his privilege of voting, or for the purpose of serving warrants, or unless called upon to preserve the peace, as provided by this act: Provided, however, That such prohibition shall not apply to such police officers assigned to a police station or headquarters located in a

building or on the premises where the polling place is located and such police officers must be within one hundred (100) feet of the polling place to enter and exit such police station or headquarters: And provided further, That in no event may any police officer unlawfully use or practice any intimidation, threats, force or violence nor, in any manner, unduly influence or overawe any elector or prevent him from voting or restrain his freedom of choice, nor may any such police officer electioneer or directly or indirectly attempt to influence the election or electors while within one hundred (100) feet of a polling place as herein set forth: And provided further, That where polling places are located in buildings or on premises where a police station or headquarters are located, the polling place shall be located in a separate room. (***The underlined language was added by amendment on July 1, 1976, P.L.523, No.124***). No body of troops in the Army of the United States or of this Commonwealth shall be present, either armed or unarmed, at any place of election within this Commonwealth during the time of any primary or election: Provided, however, That no officer or soldier shall be prevented from exercising the right of suffrage in the election district in which he resides, if otherwise qualified.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

None.

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LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO HOUSE BILL NO. 2758

Sponsor:

Printer's No. 3855

1 Amend Bill, page 4, line 16, by striking out "in 60 days" and
2 inserting
3 immediately

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2758 Session of 2026

INTRODUCED BY KENYATTA, PIELLI, HANBIDGE, FRIEL, WARREN, MAZZOCCO, WAXMAN, MAYES, ISAACSON, PARKER, DELLOSO, HOWARD, BOYD, BURGOS, McNEILL, BENHAM, PROBST, SANCHEZ, SCHWEYER, KINKEAD, GUZMAN, KULIK, VITALI, HILL-EVANS, SOLOMON, HADDOCK, OTTEN, KAZEEM, VENKAT, CEPEDA-FREYTIZ, MERSKI, BOROWSKI, KHAN, A. BROWN, O'MARA, SAPPEY, PASHINSKI, HOHENSTEIN AND D. WILLIAMS, SEPTEMBER 1, 2026

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 1, 2026

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
2 "An act concerning elections, including general, municipal,
3 special and primary elections, the nomination of candidates,
4 primary and election expenses and election contests; creating
5 and defining membership of county boards of elections;
6 imposing duties upon the Secretary of the Commonwealth,
7 courts, county boards of elections, county commissioners;
8 imposing penalties for violation of the act, and codifying,
9 revising and consolidating the laws relating thereto; and
10 repealing certain acts and parts of acts relating to
11 elections," in preparation for and conduct of primaries and
12 elections, further providing for peace officers, no police
13 officer to be within one hundred feet of polling place,
14 exceptions, presence of soldiers prohibited; and, in
15 penalties, further providing for police officers at polling
16 places.

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

19 Section 1. Sections 1207 and 1820 of the act of June 3, 1937
20 (P.L.1333, No.320), known as the Pennsylvania Election Code, are
21 amended to read:

22 Section 1207. Peace Officers; No [Police Officer] Law

1 Enforcement Officers to Be Within One Hundred Feet of Polling
2 Place; Exceptions; Presence of Soldiers Prohibited.--(a) The
3 election officers, or any three qualified electors of any
4 election district, may call upon any mayor, chief burgess,
5 sheriff, deputy sheriff, constable, deputy constable, or police
6 officer, to clear an avenue to the door of any polling place
7 which is obstructed in such a way as to prevent electors from
8 approaching, or to maintain order and quell any disturbance, if
9 such arises. No [police] law enforcement officer in commission,
10 whether in uniform or in citizen's clothes, shall be within one
11 hundred feet of a polling place during the conduct of any
12 primary or election, unless in the exercise of his privilege of
13 voting, or for the purpose of serving [warrants] a warrant of a
14 court of record or judge thereof, or unless called upon to
15 preserve the peace, as provided by this act: Provided, however,
16 That such prohibition shall not apply to [such] police officers
17 assigned to a police station or headquarters located in a
18 building or on the premises where the polling place is located
19 and [such] police officers must be within one hundred (100) feet
20 of the polling place to enter and exit such police station or
21 headquarters: And provided further, That in no event may any
22 [police] law enforcement officer unlawfully use or practice any
23 intimidation, threats, force or violence nor, in any manner,
24 unduly influence or overawe any elector or prevent him from
25 voting or restrain his freedom of choice, nor may any such
26 [police] law enforcement officer electioneer or directly or
27 indirectly attempt to influence the election or electors while
28 within one hundred (100) feet of a polling place as herein set
29 forth: And provided further, That where polling places are
30 located in buildings or on premises where a police station or

1 headquarters are located, the polling place shall be located in
2 a separate room. No body of troops in the Army of the United
3 States or of this Commonwealth shall be present, either armed or
4 unarmed, at any place of election within this Commonwealth
5 during the time of any primary or election: Provided, however,
6 That no officer or soldier shall be prevented from exercising
7 the right of suffrage in the election district in which he
8 resides, if otherwise qualified.

9 (b) For purposes of this section, the term "law enforcement
10 officer" means an officer or agent of the United States, the
11 Commonwealth or a political subdivision thereof or another state
12 or political subdivision thereof or who is empowered by law to
13 conduct investigations of or to make arrests for violations of
14 the laws of the United States or the Commonwealth or an
15 equivalent violation in another jurisdiction.

16 Section 1820. [Police] Law Enforcement Officers at Polling
17 Places.--(a) Any [police] law enforcement officer in
18 commission, whether in uniform or in citizen's clothes, who
19 shall be within one hundred (100) feet of a polling place during
20 the conduct of any primary or election, except in the exercise
21 of his privilege of voting or for the purpose of serving
22 [warrants] a warrant of a court of record or judge thereof, or,
23 in the case of a police officer, in accordance with the
24 provisions of the exception set forth in section 1207 of this
25 act where the police station or headquarters is located in the
26 same building or on the premises where the polling place is
27 located or unless called upon to preserve the peace, as provided
28 by this act, shall be guilty of a misdemeanor, and, upon
29 conviction thereof, shall be sentenced to pay a fine not
30 exceeding five hundred (\$500) dollars, or to undergo an

1 imprisonment of not more than one (1) year, or both, in the
2 discretion of the court.

3 (b) An individual aggrieved by a law enforcement officer
4 convicted of a violation of this section may initiate civil
5 action against the law enforcement officer and shall be entitled
6 to recover actual and punitive damages, reasonable attorney fees
7 and other reasonably related litigation costs incurred relating
8 to the civil action.

9 (c) For purposes of this section, the term "law enforcement
10 officer" means an officer or agent of the United States, the
11 Commonwealth or a political subdivision thereof or another state
12 or political subdivision thereof or who is empowered by law to
13 conduct investigations of or to make arrests for violations of
14 the laws of the United States or the Commonwealth or an
15 equivalent violation in another jurisdiction.

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

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HR0594 PN3814	Prepared By:	Marissa Itterly
Committee:	Judiciary		(717) 705-1880
Sponsor:	Webster, Joe	Executive Director:	David Vitale, Esq.
Date:	8/17/2026		

A. Brief Concept

Directs the Joint State Government Commission to conduct a study of Pennsylvania's parole process and offer recommendations for reform.

C. Analysis of the Bill

The parole system is meant to operate in a manner that provides adequate supervision of released individuals while affording the individual the opportunity to become a productive member of society and prevent recidivism; and

Incarcerated individuals are eligible for parole after serving their minimum sentence but are not entitled to parole; and

This Commonwealth has one of the highest incarceration rates in the democratic world; and

In May 2026, 22,040 individuals were under active parole supervision in this Commonwealth; and

From July 1, 2025, to May 31, 2026, 4,438 individuals successfully completed their parole while 3,940 were recommitted; and

Of the 3,940 individuals recommitted, 1,732 individuals committed convicted parole violations while 2,208 individuals committed technical parole violations; and

A technical parole violation is a violation of the terms and conditions of an individual's parole, and a convicted parole violation is a violation of the individual's parole due to conviction for a crime punishable by imprisonment that is committed while on parole; and

A technical parole violator may commit a technical violation for actions such as breaking curfew or failing to report as instructed, actions that generally pose little risk to the general public; and

Under current guidelines, a technical parole violator, at a minimum, must be recommitted for a technical parole violation to a group facility or parole violator center, regardless of the violator's risk level to the public, which may unnecessarily interrupt their reintegration process; and

Technical parole violators who are recommitted are given credit for time served on parole, except that there is no credit for delinquent time; and

Allowing more discretion in the recommitment process for technical parole violators could allow certain technical parole violators to avoid recommitment and continue their reintegration while saving taxpayer resources; and

Approximately 28% of the State prison population is over 50 years of age, which equates to more than 11,000 individuals; and

Research consistently demonstrates that individuals are significantly less likely to engage in criminal activity as they grow older; and

Thousands of incarcerated individuals who are growing old and pose low risk to the public continue to be incarcerated; and

Aging individuals require special considerations and care, and their incarceration places a large burden on the Department of Corrections both in terms of cost, necessary expertise and facilities; and

Increased parole options for certain senior individuals could lessen the burden on the corrections system, allow more resources to go towards other incarcerated individuals and allow them to return to their communities, posing little risk to the public; and

According to the Department of Corrections 2025 inmate profile, 21.5% of all incarcerated individuals were classified as possessing a low risk of reoffending; and

Administrative parole or similar procedures for individuals convicted of low-level offenses could lessen the burden on the corrections system and prevent the institutionalization of incarcerated individuals who pose a low risk to the public; and

The Department of Corrections currently provides re-entry specialists who individually meet with and prepare incarcerated individuals for reentry into their communities upon release; and

Successful reintegration and post-release outcomes depend heavily on reentry case planning, development opportunities and a stable community support system; and

According to the Department of Corrections 2025 inmate profile, approximately 57% of individuals recidivate after three years, suggesting improvements are needed in reentry planning and preparation; therefore be it

The Joint State Government Commission study would need to:

- Evaluate the consistency of parole decisions made by the Pennsylvania Parole Board among individuals of relatively similar offense characteristics but differing personal characteristics, such as personal history, demographic groups, age and others;
- Include an examination of and possible limits on recommitment resulting from technical parole violations;
- Include an examination of current law and procedures that pertain to time-served credits for parole violators and possible expansion of such credits;
- Evaluate the feasibility of geriatric parole for individuals over 55 years of age and how such parole could result in cost savings for the Commonwealth;
- Examine the efficiency of current reentry case planning and preparation procedures and determine the rate of positive outcomes arising from such procedures;
- Assess the feasibility of administrative parole or other mechanisms of streamlined parole for individuals convicted of low-level offenses that possess a low risk for reoffending;
- Include an examination of policies adopted by other states to reform parole in a way that balances public safety, victims' rights and the ability of incarcerated individuals to reintegrate into their communities; and
- Include recommendations.

Effective Date:

The report shall be submitted to the Senate and House Judiciary Committees no later than 18 months after the adoption of the resolution.

G. Relevant Existing Laws

Resolution.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

None.

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LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO HOUSE RESOLUTION NO. 594

Sponsor:

Printer's No. 3814

- 1 Amend Resolution, page 4, lines 5 through 9, by striking out
- 2 all of said lines

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 594 Session of
2026

INTRODUCED BY WEBSTER, GAYDOS, HANBIDGE, KINKEAD, DOUGHERTY,
SANCHEZ, NEILSON, STEELE AND MAYES, AUGUST 7, 2026

REFERRED TO COMMITTEE ON JUDICIARY, AUGUST 7, 2026

A RESOLUTION

1 Directing the Joint State Government Commission to conduct a
2 study of Pennsylvania's parole process that identifies
3 shortcomings and areas for improvement and issue a report
4 with recommendations for reform.

5 WHEREAS, The parole system is meant to operate in a manner
6 that provides adequate supervision of released individuals while
7 affording the individual the opportunity to become a productive
8 member of society and prevent recidivism; and

9 WHEREAS, Incarcerated individuals are eligible for parole
10 after serving their minimum sentence but are not entitled to
11 parole; and

12 WHEREAS, This Commonwealth has one of the highest
13 incarceration rates in the democratic world; and

14 WHEREAS, In May 2026, 22,040 individuals were under active
15 parole supervision in this Commonwealth; and

16 WHEREAS, From July 1, 2025, to May 31, 2026, 4,438
17 individuals successfully completed their parole while 3,940 were
18 recommitted; and

19 WHEREAS, Of the 3,940 individuals recommitted, 1,732

1 individuals committed convicted parole violations while 2,208
2 individuals committed technical parole violations; and

3 WHEREAS, A technical parole violation is a violation of the
4 terms and conditions of an individual's parole, and a convicted
5 parole violation is a violation of the individual's parole due
6 to conviction for a crime punishable by imprisonment that is
7 committed while on parole; and

8 WHEREAS, A technical parole violator may commit a technical
9 violation for actions such as breaking curfew or failing to
10 report as instructed, actions that generally pose little risk to
11 the general public; and

12 WHEREAS, Under current guidelines, a technical parole
13 violator, at a minimum, must be recommitted for a technical
14 parole violation to a group facility or parole violator center,
15 regardless of the violator's risk level to the public, which may
16 unnecessarily interrupt their reintegration process; and

17 WHEREAS, Technical parole violators who are recommitted are
18 given credit for time served on parole, except that there is no
19 credit for delinquent time; and

20 WHEREAS, Allowing more discretion in the recommitment process
21 for technical parole violators could allow certain technical
22 parole violators to avoid recommitment and continue their
23 reintegration while saving taxpayer resources; and

24 WHEREAS, Approximately 28% of the State prison population is
25 over 50 years of age, which equates to more than 11,000
26 individuals; and

27 WHEREAS, Research consistently demonstrates that individuals
28 are significantly less likely to engage in criminal activity as
29 they grow older; and

30 WHEREAS, Thousands of incarcerated individuals who are

1 growing old and pose low risk to the public continue to be
2 incarcerated; and

3 WHEREAS, Aging individuals require special considerations and
4 care, and their incarceration places a large burden on the
5 Department of Corrections both in terms of cost, necessary
6 expertise and facilities; and

7 WHEREAS, Increased parole options for certain senior
8 individuals could lessen the burden on the corrections system,
9 allow more resources to go towards other incarcerated
10 individuals and allow them to return to their communities,
11 posing little risk to the public; and

12 WHEREAS, According to the Department of Corrections 2025
13 inmate profile, 21.5% of all incarcerated individuals were
14 classified as possessing a low risk of reoffending; and

15 WHEREAS, Administrative parole or similar procedures for
16 individuals convicted of low-level offenses could lessen the
17 burden on the corrections system and prevent the
18 institutionalization of incarcerated individuals who pose a low
19 risk to the public; and

20 WHEREAS, The Department of Corrections currently provides re-
21 entry specialists who individually meet with and prepare
22 incarcerated individuals for reentry into their communities upon
23 release; and

24 WHEREAS, Successful reintegration and post-release outcomes
25 depend heavily on reentry case planning, development
26 opportunities and a stable community support system; and

27 WHEREAS, According to the Department of Corrections 2025
28 inmate profile, approximately 57% of individuals recidivate
29 after three years, suggesting improvements are needed in reentry
30 planning and preparation; therefore be it

1 RESOLVED, That the House of Representatives direct the Joint
2 State Government Commission to conduct a study of parole in this
3 Commonwealth and issue a report with recommendations for parole
4 reform; and be it further

5 RESOLVED, That the study evaluate the consistency of parole
6 decisions made by the Pennsylvania Parole Board among
7 individuals of relatively similar offense characteristics but
8 differing personal characteristics, such as personal history,
9 demographic groups, age and others; and be it further

10 RESOLVED, That the study include an examination of and
11 possible limits on recommitment resulting from technical parole
12 violations; and be it further

13 RESOLVED, That the study include an examination of current
14 law and procedures that pertain to time-served credits for
15 parole violators and possible expansion of such credits; and be
16 it further

17 RESOLVED, That the study evaluate the feasibility of
18 geriatric parole for individuals over 55 years of age and how
19 such parole could result in cost savings for the Commonwealth;
20 and be it further

21 RESOLVED, That the study examine the efficiency of current
22 reentry case planning and preparation procedures and determine
23 the rate of positive outcomes arising from such procedures; and
24 be it further

25 RESOLVED, That the study assess the feasibility of
26 administrative parole or other mechanisms of streamlined parole
27 for individuals convicted of low-level offenses that possess a
28 low risk for reoffending; and be it further

29 RESOLVED, That the study include an examination of policies
30 adopted by other states to reform parole in a way that balances

1 public safety, victims' rights and the ability of incarcerated
2 individuals to reintegrate into their communities; and be it
3 further

4 RESOLVED, That the Joint State Government Commission submit
5 the report to the Judiciary Committee of the Senate and the
6 Judiciary Committee of the House of Representatives no later
7 than 18 months after the adoption of this resolution.

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	HR0618 PN3881	Prepared By:	Marissa Itterly (717) 705-1880
Committee:	Judiciary	Executive Director:	David Vitale
Sponsor:	Dougherty and Flick		
Date:	9/16/2026		

A. Brief Concept

Directions the Pennsylvania Legislative Budget and Finance Committee to study mental health treatment in county jails.

C. Analysis of the Bill

The resolution requires the Legislative Budget and Finance Committee to research and report by county how many inmates suffer from documented mental illnesses, behavioral health disorders, intellectual and developmental disabilities, and autism. In addition, it requires that the study provide a comprehensive list of services currently available and rendered to incarcerated individuals with mental illnesses, behavioral health disorders, intellectual and developmental disabilities and autism by county jail and a list of needed or beneficial services that are not currently provided.

Effective Date:

The study must be provided within 12 months to the Senate Judiciary Committee, House Judiciary Committee, Senate Health and Human Services Committee, and House Health Committee.

G. Relevant Existing Laws

Resolution.

E. Prior Session (Previous Bill Numbers & House/Senate Votes)

None.

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LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO HOUSE RESOLUTION NO. 618

Sponsor:

Printer's No. 3881

1 Amend Resolution, page 2, line 16, by striking out

2 "documented" and inserting

3 serious

4 Amend Resolution, page 2, line 16, by inserting after

5 "illnesses,"

6 general mental illness,

7 Amend Resolution, page 2, by inserting between lines 24 and

8 25

9 RESOLVED, That the Pennsylvania Legislative Budget and
10 Finance Committee comprehensively study at least one county jail
11 from each county class; and be it further

12 RESOLVED, That the Pennsylvania Legislative Budget and
13 Finance Committee consult with State and local entities,
14 including:

15 (1) The Pennsylvania County Corrections Association.

16 (2) The County Commissioners Association of
17 Pennsylvania.

18 (3) The Pennsylvania Association of County
19 Administrators of Mental Health and Developmental Services.

20 (4) The Pennsylvania Association of County Drug and
21 Alcohol Administrators.

22 (5) The Pennsylvania Association of County Human
23 Services Administrators;

24 and be it further

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 618 Session of
2026

INTRODUCED BY DOUGHERTY, FLICK, WAXMAN, VENKAT, GIRAL, HILL-
EVANS, RIVERA, GUZMAN, D. WILLIAMS, KINKEAD, HOHENSTEIN,
HOWARD, STEELE, KHAN, MADDEN, CEPEDA-FREYTIZ, NEILSON,
MALAGARI, GALLAGHER, SANCHEZ AND CIRESI, SEPTEMBER 14, 2026

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 15, 2026

A RESOLUTION

1 Directing the Pennsylvania Legislative Budget and Finance
2 Committee to study treatment and support for individuals with
3 mental illnesses, behavioral health disorders, intellectual
4 and developmental disabilities, and Autism in Pennsylvania's
5 county jails.

6 WHEREAS, Many Pennsylvanians incarcerated in county jails who
7 suffer from mental illness, behavioral health disorders,
8 substance abuse disorders and intellectual and developmental
9 disabilities find themselves without crucial supports and
10 medically prescribed healthcare, medications and therapies; and

11 WHEREAS, The number of individuals with mental illness in
12 Pennsylvania has increased; and

13 WHEREAS, Treatment options in county jails are often limited
14 or nonexistent; and

15 WHEREAS, County jails often do not have the resources to
16 provide mental health services; and

17 WHEREAS, County jails are often used as a de facto social
18 worker when social work services are unavailable in the

1 community; and

2 WHEREAS, Incarcerating individuals without the provision of
3 needed and appropriate modes of care may result in incarcerated
4 individuals experiencing deteriorating mental health; and

5 WHEREAS, Upon release from incarceration with worse or
6 untreated mental health issues, formerly incarcerated
7 individuals may pose a larger threat to themselves and to the
8 community than when the individuals were first incarcerated; and

9 WHEREAS, In order to fulfill the Commonwealth's duty to care
10 for these individuals, it is necessary to know the magnitude of
11 the problem, what services are being offered in which facilities
12 and which services are effective; therefore be it

13 RESOLVED, That the House of Representatives direct the
14 Pennsylvania Legislative Budget and Finance Committee to
15 research and report by county how many inmates suffer from
16 documented mental illnesses, behavioral health disorders,
17 intellectual and developmental disabilities and autism; and be
18 it further

19 RESOLVED, That the study provide a comprehensive list of
20 services currently available and rendered to incarcerated
21 individuals with mental illnesses, behavioral health disorders,
22 intellectual and developmental disabilities and autism by county
23 jail and a list of needed or beneficial services that are not
24 currently provided; and be it further

25 RESOLVED, That the Pennsylvania Legislative Budget and
26 Finance Committee issue a report with their findings and
27 recommendations within 12 months of the adoption of this
28 resolution to the following:

29 (1) The Judiciary Committee of the Senate.

30 (2) The Judiciary Committee of the House of

1 Representatives.

2 (3) The Health and Human Services Committee of the
3 Senate.

4 (4) The Health Committee of the House of Representative.

HOUSE OF REPRESENTATIVES DEMOCRATIC COMMITTEE BILL ANALYSIS

Bill No:	SB0381 PN1157	Prepared By:	David Vitale, Esq. (717) 705-7011,6791
Committee:	Judiciary	Executive Director:	David Vitale, Esq.
Sponsor:	Mastriano, Doug and Comitta, Carolyn		
Date:	8/12/2025		

A. Brief Concept

Regulates animal testing, adoption of test animals, and prohibits the testing of animals for cosmetics and the sale of animal tested cosmetics.

C. Analysis of the Bill

Establishes Chapter 58A (Animal Experimentation, Sale & Certain Testing Prohibited) in Title 35 to prohibit the use of Commonwealth funds for certain research on cats and dogs; restrict the sale of animals from noncompliant breeders; require adoption and reporting of research animals; ban cosmetic animal testing (of all animals) after 2027, with limited exceptions; and require animal testing facilities receiving Commonwealth funds to comply with the Whistleblower Law.

Subchapter A - Experimentation & Adoption of Research Animals:

Funding Restrictions: Prohibits the use of Commonwealth funds to support United States Department of Agriculture" (USDA) classified Category 'E' research.

Adoption Requirements: An animal testing facility that uses dogs or cats for research or scientific purposes shall, following the completion of research involving the animal that does not require euthanasia (as approved by research or testing protocol), assess the health of the dog or cat and determine whether the animal is suitable for adoption. The attending veterinarian or designee of the facility shall have the authority to assess the dog or cat and determine whether the animal is suitable for adoption.

Adoption Pathways: If the facility determines that the dog or cat is suitable for adoption, it shall offer the animal for adoption to a releasing agency or through the facility's adoption program.

Legal Compliance: Any animal testing facility that receives Commonwealth funds shall comply with Cruelty to Animals and the Whistleblower Law. If a facility violates the provisions that regulate experimentation and adoption of dogs and cats, it may not receive Commonwealth funds for a period of 1 year from the date of noncompliance.

Immunity: Animal testing facility and its employees shall not be liable for any harm, injury, property damage, or other damage that results from the adoption of a dog or cat, nor for any illness or disease or physical or behavioral condition of a dog or cat placed, in good faith, for adoption.

Required Disclosure of Federal Reports: Animal testing facilities within the Commonwealth that receive Commonwealth funds shall post on its publicly accessible website a link to the public search tool maintained by the U.S. Department of Agriculture Animal and Plant Health Inspection Service.

Definitions: "Animal testing facility" - A facility, including a private entity, agency, or institution of higher education, that houses and uses animal subjects for research, testing, or other scientific or medical purposes. The term does not include diagnostic, treatment, or veterinary care of dogs or cats.

"Institution of higher education" - A state-owned university, community college, or state-related institution.

Subchapter B - Sales of Cats & Dogs (Currently there are no such operations within the Commonwealth):

Sale Restrictions: A dealer or kennel may not sell a dog or cat bred by a person who has received, and has been found to be in violation of, any of the following from the USDA:

- A citation for a "direct or critical violation" or citations for 3 or more "indirect or noncritical violations" during the two-year period prior to the procurement of the dog or cat.
- Two consecutive citations for no access to a housing facility before the procurement of the dog or cat.

Recordkeeping: Establishes comprehensive recordkeeping requirements for any person or kennel engaged in the breeding, raising, or transfer of dogs or cats for research purposes. Covered entities must maintain accurate records for at least 2 years documenting:

- Each animal purchased, acquired, owned, or otherwise under their control.
- Each animal transported, sold, transferred, euthanized, or otherwise disposed of.
- The name and address of the individual or entity from whom the animal was acquired, along with any applicable USDA license or registration number.
- The name and address of the individual or entity to whom the animal was sold, transferred, or given, with corresponding USDA license or registration information.
- The USDA tag number, tattoo, or identifying mark assigned to the animal.
- Descriptive information, including species, breed, sex, color/markings, date of birth or approximate age.
- Veterinary care, vaccinations, and medical treatment provided.
- The date, method, and reason for disposition, including euthanasia, death, adoption, or transfer.
- The number of animals determined to be unnecessary for research purposes, along with documentation of whether those animals were offered for adoption or transfer to a releasing agency.

Importantly, records may only be inspected pursuant to a valid search warrant, court order, or subpoena, ensuring due process protections. Failure to comply with recordkeeping obligations can subject kennels or individuals to enforcement actions under the statute.

License Revocation: The Secretary of the PA Department of Agriculture shall revoke a kennel or dealer license if the licensee is convicted of violating:

- 7 U.S.C. Ch. 54 (Transportation, Sale, and Handling of Certain Animals).
- 18 U.S.C. § 48 (Animal Crushing).

Definitions:

"Dealer." A person who, in the regular course of business for compensation or profit, buys, sells, transfers, exchanges, or barter dogs and cats. The term does not include any of the following: A person who transports pets in the regular course of business as a common carrier. A person whose primary purpose is to find permanent adoptive homes for companion animals.

"Kennel." Any establishment in or through which at least 26 dogs are kept or transferred in a calendar year, or a boarding kennel as defined in Dog Law.

Subchapter C - Prohibitions on Cosmetics Testing and Sales:

Cosmetics Prohibition: Except as provided below, a manufacturer may not sell a cosmetic that was developed or manufactured using an "animal test on any animal if the test occurred on or after January 1, 2027".

Exceptions: This prohibition does not apply to: (1) Animal research conducted for the purposes of medical research. OR (2) Cosmetics developed or manufactured using an animal test if:

The animal test is required by a federal or state regulatory authority and the ingredient that requires an animal test is in wide use and cannot be replaced by another ingredient; A specific human health problem is associated with the ingredient and the need to conduct an animal test on the ingredient is justified and supported by a research protocol; and There is no animal test method or strategy that is accepted by the relevant federal or state regulatory authority as a means to gather the relevant data.

The animal test is conducted outside of the United States to comply with a requirement of a foreign regulatory authority, if no evidence derived from the test is relied upon to substantiate the safety of the cosmetic under state or federal regulations.

The animal test is conducted on a product or ingredient subject to certain requirements under the federal Food, Drug, and Cosmetic Act.

The animal test is conducted for non-cosmetic purposes pursuant to a requirement of a federal, state, or foreign regulatory authority.

No evidence derived from animal testing after January 1, 2027, may be relied upon to establish the safety of a cosmetic unless:

- There is no nonanimal method or strategy recognized by any federal agency or the Organization for Economic Cooperation & Development;
- There is documented evidence of the noncosmetic intent of the test; and
- There is a history of use of the ingredient outside of cosmetics at least one year prior to the reliance on the data.

This provision shall not apply to animal testing conducted prior to January 1, 2027.

Subchapter D – Remedies

Civil Action: Upon a violation of Chapter 58A, the Attorney General may institute a civil action for injunctive relief to restrain the violation and for other relief as the court deems appropriate and nothing in Chapter 58A shall be construed to provide a private right of action or create a cause of action against an institution of higher education for any civil liability.

Effective Date:

180 Days.

G. Relevant Existing Laws

Pennsylvania Animal Cruelty Crimes

Chapter 55, Subchapter B of the Crimes Code generally prohibits the abuse or neglect of animals.

Section 5533 (Cruelty to Animal) provides that a person commits an offense if the person intentionally, knowingly, or recklessly illtreats, overloads, beats, abandons, or abuses an animal.

Section 5534 (Aggravated Cruelty to Animal) provides that a person commits an offense if the person intentionally or knowingly:

- Tortures an animal.
- Neglects an animal or violates Section 5533, causing serious bodily injury to the animal or the death of the animal.

Section 5538 (Transporting Animals in Cruel Manner) provides that a person commits a summary offense if the person transports an animal in a cruel or inhumane manner in a vehicle.

Section 5542 (Animal Mutilation) prohibits – with exceptions – the cropping of a dog’s ears, dog debarking, tail docking, and dog declawing.

Subchapter B does not apply to activities undertaken by a research facility that is one of the following:

- Registered and inspected under the Animal Welfare Act (AWA).
- Subject to the Public Health Service Policy on Humane Care & Use of Laboratory Animals provided for under the federal Public Health Service Act.

USDA – Category “E”

The USDA’s Category E refers to pain or distress – or potential pain or distress – that is not relieved with anesthetics, analgesics, or tranquilizer drugs or other methods for relieving pain and distress.

E. Prior Session (Previous Bill Numbers & House/Senate Votes).

SB 658 & SB 701,702 & 703 from Last Session

This document is a summary of proposed legislation and is prepared only as general information for use by the Democratic Members and Staff of the Pennsylvania House of Representatives. The document does not represent the legislative intent of the Pennsylvania House of Representatives and may not be utilized as such.

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO SENATE BILL NO. 381

Sponsor:

Printer's No. 1157

1 Amend Bill, page 1, lines 2 through 4, by striking out "in
2 public safety, prohibiting certain" in line 2 and all of lines 3
3 and 4 and inserting

4 in public safety, prohibiting certain animal experimentation
5 and certain testing and sale of animal-tested cosmetics; and
6 providing for remedies.

7 Amend Bill, page 1, lines 13 through 16, by striking out all
8 of said lines and inserting

9 A. Experimentation

10 B. Certain Testing and Sale of Animal-tested Cosmetics
11 Prohibited

12 C. Remedies

13 Amend Bill, page 2, lines 2 through 14, by striking out all
14 of said lines and inserting

15 58A01. Definitions.

16 58A02. Commonwealth funding for certain animal subject
17 research.

18 58A03. Animal testing facilities and adoption of animal
19 subjects.

20 58A04. Required disclosure of Federal reports.

21 Amend Bill, page 2, lines 20 and 21, by striking out

22 "facility, including a private entity,"

23 Amend Bill, page 3, lines 6 through 28, by striking out all
24 of said lines and inserting

25 § 58A02. Commonwealth funding for certain animal subject
26 research.

27 (a) Use of funds.--Commonwealth funds may be used to support
28 a research project involving cats or dogs only if the project:

29 (1) is supported by a written scientific justification,

1 including the species selected and the number of cats or dogs
2 to be used;

3 (2) has been reviewed and approved by the institutional
4 animal care and use committee of the recipient and is
5 conducted in accordance with the approved protocol;

6 (3) is conducted under the oversight of an attending
7 veterinarian with authority to ensure the provision of
8 adequate veterinary care; and

9 (4) is conducted by a recipient that has designated an
10 institutional official responsible for compliance with
11 applicable Federal animal welfare requirements.

12 (b) Applicability.--Subsection (a) does not apply to the
13 direct funding of research for the construction or maintenance
14 of facilities, the purchase or maintenance of general-use
15 equipment, overhead costs, capital improvements or faculty or
16 employee salaries.

17 Amend Bill, page 3, line 29, by striking out "58A04" and
18 inserting
19 58A03

20 Amend Bill, page 4, line 6, by inserting after "the" where it
21 occurs the first time

22 final

23 Amend Bill, page 4, line 6, by inserting after "study"
24 for which the animal subject is utilized

25 Amend Bill, page 4, line 16, by inserting after "the"
26 animal

27 Amend Bill, page 4, lines 24 through 29, by striking out all
28 of lines 24 through 28 and "(3)" in line 29 and inserting

29 (2)

30 Amend Bill, page 5, by inserting between lines 9 and 10

31 (d) Definition.--For purposes of this section, the term
32 "animal testing facility" includes a private animal testing
33 facility.

34 Amend Bill, page 5, lines 10 through 30; pages 6 through 8,
35 lines 1 through 30; page 9, lines 1 through 13; by striking out
36 all of said lines on said pages

37 Amend Bill, page 9, line 14, by striking out "58A07" and

1 inserting

2 58A04

3 Amend Bill, page 9, lines 23 through 30; pages 10 through 20,
4 lines 1 through 30; page 21, line 1; by striking out all of said
5 lines on said pages

6 Amend Bill, page 21, line 2, by striking out "C" and
7 inserting

8 B

9 Amend Bill, page 22, line 9, by striking out "CERTAIN TEST
10 METHODS PROHIBITED." and inserting

11 Certain test methods and sale of animal-tested cosmetics
12 prohibited.

13 Amend Bill, page 24, line 3, by striking out "D" and
14 inserting

15 C

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 381 Session of
2025

INTRODUCED BY MASTRIANO, COMITTA, FONTANA, BROOKS, PHILLIPS-
HILL, SCHWANK, KANE, BROWN, PISCIOTTANO, MUTH, KIM,
L. WILLIAMS, ARGALL, PENNYCUICK, ROBINSON AND PICOZZI,
MARCH 6, 2025

AS AMENDED ON THIRD CONSIDERATION, SEPTEMBER 9, 2025

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, in public safety, prohibiting certain
3 animal experimentation, sale and testing ~~and providing for~~ <--
4 ~~whistleblower protection~~; and imposing penalties.

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

7 Section 1. Title 35 of the Pennsylvania Consolidated
8 Statutes is amended by adding a chapter to read:

9 CHAPTER 58A

10 ANIMAL EXPERIMENTATION, SALE

11 AND CERTAIN TESTING PROHIBITED

12 Subchapter

13 A. Experimentation

14 B. Sale

15 C. Certain Testing Prohibited

16 D. REMEDIES <--

17 SUBCHAPTER A

18 EXPERIMENTATION

1 Sec.
2 58A01. Definitions.
3 58A02. Prohibiting Commonwealth funding for ~~painful~~ CERTAIN <--
4 animal subject experimentation.
5 58A03. Compliance with cruelty of animal provisions for
6 Commonwealth funding.
7 58A04. Animal testing facilities and adoption of animal
8 subjects.
9 ~~58A05. Disclosure requirements.~~ <--
10 ~~58A06~~ 58A05. Penalty. <--
11 ~~58A07. Annual reporting on~~ 58A06. DISCLOSURE OF Commonwealth- <--
12 funded animal research.
13 ~~58A08. Annual report by recipients of Commonwealth funds.~~ <--
14 58A07. REGULAR DISCLOSURE OF FEDERAL REPORTS. <--
15 \$ 58A01. Definitions.
16 The following words and phrases when used in this subchapter
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:
19 "Animal subject." A dog or a cat.
20 "Animal testing facility." A facility, including a private
21 entity, State agency or institution of higher education, that
22 houses and uses animal subjects for research, ~~education,~~ testing <--
23 or other scientific or medical purposes. THE TERM SHALL NOT <--
24 INCLUDE DIAGNOSTIC, TREATMENT OR VETERINARY CARE OF ANIMAL
25 SUBJECTS.
26 "Commonwealth funds." Money of a fund or account in the
27 State Treasury of the Commonwealth.
28 "Institution of higher education." A State-owned university,
29 community college or State-related institution.
30 ~~"Medically unnecessary." Not carried out solely for the~~ <--

~~better health, welfare or safety of an animal subject.~~

~~"Recipient of Commonwealth funds." A person, including a
public or private entity, to whom Commonwealth funds are paid.~~

~~"Releasing agency." As defined in section 901-A of the act
of December 7, 1982 (P.L.784, No.225), known as the Dog Law.~~

~~§ 58A02. Prohibiting Commonwealth funding for painful CERTAIN
animal subject experimentation.~~

~~(a) Use of funds.--A recipient of Commonwealth funds is
prohibited from using the Commonwealth funds to directly support
medically unnecessary research on animal subjects that is
classified under pain and distress categories "D" or CATEGORY
"E" by the United States Department of Agriculture.~~

~~(b) Applicability.--Subsection (a) does not apply to the
direct funding of research for the construction or maintenance
of facilities, the purchase or maintenance of general-use
equipment, overhead costs, capital improvements or faculty or
employee salaries.~~

~~§ 58A03. Compliance with cruelty to animal provisions for
Commonwealth funding.~~

~~An animal testing facility that receives Commonwealth funds
shall comply with 18 Pa.C.S. Ch. 55 Subch. B (relating to
cruelty to animals).~~

~~AN ANIMAL TESTING FACILITY THAT RECEIVES COMMONWEALTH FUNDS
SHALL COMPLY WITH:~~

~~(1) 18 PA.C.S. CH. 55 SUBCH. B (RELATING TO CRUELTY TO
ANIMALS); AND~~

~~(2) THE ACT OF DECEMBER 12, 1986 (P.L.559, NO.169),
KNOWN AS THE WHISTLEBLOWER LAW.~~

~~§ 58A04. Animal testing facilities and adoption of animal
subjects.~~

1 (a) Requirements.--An animal testing facility that utilizes
2 animal subjects for scientific, ~~educational~~ or research purposes <--
3 and receives Commonwealth funds for those purposes shall, after <--
4 the completion of testing or research involving an animal
5 subject that does not require euthanasia of the animal subject
6 upon the termination of the study, as defined and approved by
7 the research or testing protocol, assess the health of the
8 animal subject and determine whether the animal subject is
9 suitable for adoption. The following shall apply:

10 (1) If the animal subject is determined to be suitable
11 for adoption, the animal testing facility shall offer the
12 animal subject for adoption to a releasing agency for
13 eventual adoption or through the animal testing facility's
14 adoption program to a private individual or employee for
15 adoption.

16 (2) If the testing facility operates its own adoption
17 program, it must maintain records in compliance with 3
18 Pa.C.S. § 2349 (relating to records and inspections).

19 (b) Manner of release.--

20 (1) The attending veterinarian or designee at an animal
21 testing facility shall have the sole authority to assess the
22 animal subject and determine whether the animal subject is
23 suitable for adoption.

24 (2) Prior to euthanizing an animal subject, the animal
25 testing facility shall keep an offer for release open for a
26 reasonable length of time for a duration of not less than 30
27 days. Nothing in this paragraph shall be construed to require
28 euthanizing an animal subject.

29 (3) The animal testing facility may enter into an
30 agreement with a releasing agency of its choice for

compliance with this section.

(c) Immunity.--An animal testing facility, including the facility's employees, faculty, staff, agents, contractors or representatives, shall not be liable for any harm, injury, property damage or other damage or loss caused by or that otherwise results from the adoption of an animal subject, nor for any illness or disease or physical or behavioral condition of an animal subject placed, in good faith, for adoption in compliance with this section.

~~§ 58A05. Disclosure requirements.~~

<--

~~(a) Clear language. A person that submits to a Commonwealth agency a proposal in response to a request for proposal or bid in response to an invitation for bids relating to a project or program that involves animal subjects and is to be financed by Commonwealth funds, shall clearly state in the proposal or bid:~~

~~(1) The percentage of the total costs of the program or project to be financed with Commonwealth funds.~~

~~(2) The dollar amount of Commonwealth funds for the project or program.~~

~~(3) The percentage and dollar amount of the total costs of the project or program that will be financed by nongovernmental sources.~~

~~(b) Record retention. All records required to be maintained under this section, or related to the course of conduct regulated by this section, shall be retained for a period of not less than two years and shall be made available to agency employees for inspection.~~

~~§ 58A06 58A05. Penalty.~~

<--

A person that has a duty under this subchapter and fails to comply with the duty may not receive Commonwealth funds for a

period of one year from the date of the noncompliance.

~~§ 58A07. Annual reporting on Commonwealth funded animal~~
~~research.~~

~~(a) Applicability. This section shall apply to any~~
~~Commonwealth agency or institution of higher education that~~
~~provides or authorizes the expenditure of Commonwealth funds for~~
~~a project or program involving the use of animal subjects.~~

~~(b) Required disclosure. On or before September 1 of each~~
~~year, each Commonwealth agency or institution of higher~~
~~education subject to this section shall submit a report to the~~
~~Treasury Department containing the following information,~~
~~covering activities from the prior calendar year:~~

~~(1) A description of each project or program involving~~
~~animal subjects that received Commonwealth funds.~~

~~(2) The total amount of Commonwealth funds expended on~~
~~each project or program.~~

~~(3) The animal species and estimated number of animals~~
~~used, if known or available.~~

~~(4) The stated research purpose of the project or~~
~~program.~~

~~(5) Any other information requested by the Treasury~~
~~Department under subsection (d).~~

~~(c) Responsibilities of the Treasury Department. On or~~
~~before December 1 of each year, the Treasury Department shall:~~

~~(1) Compile, summarize and issue a report based on the~~
~~information submitted under subsection (b).~~

~~(2) Transmit the report issued under paragraph (1) to~~
~~the:~~

~~(i) President pro tempore of the Senate;~~

~~(ii) Speaker of the House of Representatives;~~

~~(iii) chairperson and minority chairperson of the Appropriations Committee of the Senate;~~

~~(iv) chairperson and minority chairperson of the Appropriations Committee of the House of Representatives;~~

~~(v) chairperson and minority chairperson of the Agriculture and Rural Affairs Committee of the Senate;~~
~~and~~

~~(vi) chairperson and minority chairperson of the Agriculture and Rural Affairs Committee of the House of Representatives.~~

~~(3) Post the report issued under paragraph (1) on the publicly accessible Internet website of the Treasury Department.~~

~~(d) Authority of the Treasury Department. The Treasury Department may:~~

~~(1) prescribe the form and format for submission of agency and institution of higher education reports; and~~

~~(2) request additional information necessary to carry out the responsibilities of the Treasury Department under this section.~~

~~(e) Compliance and enforcement. Failure of a Commonwealth agency or institution of higher education to comply with this section may be referred to the Attorney General. Future Commonwealth funding for noncompliant research projects may be suspended by legislative or executive action.~~

~~§ 58A08. Annual report by recipients of Commonwealth funds.~~

~~An institution of higher education in this Commonwealth that is a recipient of Commonwealth funds and uses animal subjects or other animals in research shall post on its publicly accessible Internet website, not later than April 1, 2026, a written report~~

~~on animal research conducted on the animal subjects and other animals during the course of the prior calendar year. The report shall be posted in a conspicuous and easily accessible manner so that the public can access a copy of the report electronically.~~

~~The written report shall contain the following:~~

~~(1) The total amount of money expended for animal research by the institution during the preceding calendar year, itemized by Federal, State, private and other revenue sources.~~

~~(2) A list of active animal research projects, including project titles, the department of the institution conducting the research, species of animals, number of animals, calendar year cost, total cost to date, funding source and the start and end date of the project.~~

~~(3) The number of animals by species adopted out from research laboratories during the preceding calendar year to animal shelters or to animal rescue organizations, and the number of animals euthanized by the institution.~~

~~(4) A detailed explanation of specific efforts by the institution to refine, reduce and replace the use of animals in research during the preceding calendar year. The explanation shall include the number of animals by species used in research each year for the past three calendar years and anticipated numbers in the next calendar year. The use of animals in research shall include animals used in scientific research, in testing and for experimentation purposes.~~

§ 58A06. DISCLOSURE OF COMMONWEALTH-FUNDED RESEARCH.

<--

(A) DISCLOSURE.--UPON REQUEST BY THE TREASURY DEPARTMENT, AN ANIMAL TESTING FACILITY SHALL PROVIDE THE TREASURY DEPARTMENT WITH THE TOTAL AMOUNT OF COMMONWEALTH FUNDS RECEIVED BY THE

ANIMAL TESTING FACILITY PER FISCAL YEAR.

(B) AUTHORITY OF THE TREASURY DEPARTMENT.--THE TREASURY
DEPARTMENT MAY:

(1) PRESCRIBE THE FORM AND FORMAT FOR SUBMISSION BY THE
ANIMAL TESTING FACILITY; AND

(2) REQUEST ADDITIONAL INFORMATION NECESSARY TO CARRY
OUT THE RESPONSIBILITIES OF THE TREASURY DEPARTMENT UNDER
THIS SECTION, EXCEPT FOR INFORMATION THAT AN ANIMAL TESTING
FACILITY IDENTIFIES AS TRADE SECRETS OR CONFIDENTIAL
PROPRIETARY INFORMATION.

(C) COMPLIANCE.--FUTURE COMMONWEALTH FUNDING FOR
NONCOMPLIANT RESEARCH PROJECTS MAY BE SUSPENDED BY LEGISLATIVE
OR EXECUTIVE ACTION.

§ 58A07. REQUIRED DISCLOSURE OF FEDERAL REPORTS.

AN ANIMAL TESTING FACILITY IN THIS COMMONWEALTH THAT UTILIZES
ANIMAL SUBJECTS FOR SCIENTIFIC OR RESEARCH PURPOSES, AND
RECEIVES COMMONWEALTH FUNDS FOR THOSE PURPOSES, SHALL POST ON
ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE A CLEARLY IDENTIFIABLE
LINK TO THE PUBLIC SEARCH TOOL MAINTAINED BY THE UNITED STATES
DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION
SERVICE. THE LINK SHALL BE POSTED IN A CONSPICUOUS AND EASILY
ACCESSIBLE MANNER.

SUBCHAPTER B

SALE

Sec.

~~58A11. Scope of subchapter.~~

<--

~~58A12~~ 58A11. Definitions.

<--

~~58A13~~ 58A12. Prohibition on sale of dogs and cats bred by
certain persons.

<--

~~58A14. Duty of persons, kennels and animal testing facilities~~

<--

1 ~~to offer dogs and cats for adoption.~~

2 ~~58A15~~ 58A13. General powers of secretary. <--

3 ~~58A16~~ 58A14. Recordkeeping requirements for persons and kennels <--

4 ~~engaged in the raising of dogs or cats for research~~

5 ~~purposes.~~

6 ~~58A17. Whistleblower protection.~~ <--

7 ~~58A18. Annual report.~~

8 ~~58A19. (Reserved).~~

9 ~~58A20~~ 58A15. Regulations. <--

10 ~~§ 58A11. Scope of subchapter.~~ <--

11 ~~This subchapter relates to the protection of dogs and cats.~~

12 ~~§ 58A12~~ 58A11. Definitions. <--

13 ~~The following words and phrases when used in this subchapter~~

14 ~~shall have the meanings given to them in this section unless the~~

15 ~~context clearly indicates otherwise:~~

16 ~~"Animal subject." A dog or a cat.~~

17 ~~"Animal testing facility." A facility, including a private~~

18 ~~entity, State agency or an institution of higher education, that~~

19 ~~houses and uses dogs or cats for research, education, testing or~~ <--

20 ~~other scientific or medical purposes. The term shall include any~~ <--

21 ~~of the following:~~

22 ~~(1) A kennel or facility subject to the Public Health~~

23 ~~Service Policy on Humane Care and Use of Laboratory Animals~~

24 ~~provided for under 42 U.S.C. Ch. 6A (relating to public~~

25 ~~health service).~~

26 ~~(2) A kennel or facility subject to the provisions of 21~~

27 ~~CFR Pt. 58 (relating to good laboratory practice for~~

28 ~~nonclinical laboratory studies), 21 U.S.C. Ch. 9 (relating to~~

29 ~~Federal Food, Drug, and Cosmetic Act) or 42 U.S.C. Ch. 6A.~~

30 ~~(3) A research kennel licensed under the Dog law. THE~~ <--

TERM SHALL NOT INCLUDE DIAGNOSTIC, TREATMENT OR VETERINARY
CARE OF ANIMAL SUBJECTS.

"Dealer." A person who in the regular course of business for
compensation or profit buys, sells, transfers, exchanges or
barters dogs and cats. The term does not include any of the
following:

(1) A person who transports companion animals in the
regular course of business as a common carrier.

(2) A person whose primary purpose is to find permanent
adoptive homes for companion animals.

"Department." The Department of Agriculture of the
Commonwealth.

"Dog Law." The act of December 7, 1982 (P.L.784, No.225),
known as the Dog Law.

"Institution of higher education." A State-owned university,
community college or State-related institution.

"Kennel." As defined in section 102 of the Dog Law.

~~"Police officer." As defined in section 102 of the Dog Law.~~ <--

"Releasing agency." As defined in section 901-A of the Dog
Law.

~~"Research." As defined in section 102 of the Dog Law.~~ <--

"Research kennel." As defined in section 102 of the Dog Law.

~~"State dog warden." As defined in section 102 of the Dog
Law.~~ <--

~~§ 58A13~~ 58A12. Prohibition on sale of dogs and cats bred by
certain persons. <--

Notwithstanding the provisions of section 908 of the Dog Law,
a dealer or kennel may not sell or offer for sale, including a
sale for research purposes, a dog or cat bred by a person who
has received, AND HAS BEEN FOUND TO BE IN VIOLATION FOLLOWING <--

1 FULL ADJUDICATION OF, any of the following from the United
2 States Department of Agriculture as authorized under 7 U.S.C.
3 Ch. 54 (relating to transportation, sale, and handling of
4 certain animals) or relevant regulations:

5 (1) A citation for a direct or critical violation or
6 citations for three or more indirect or noncritical
7 violations during the two-year period before the procurement
8 of the dog or cat.

9 (2) Two consecutive citations for no access to a housing
10 facility before the procurement of the dog or cat.

11 ~~§ 58A14. Duty of persons, kennels and animal testing facilities <--~~
12 ~~to offer dogs and cats for adoption.~~

13 ~~(a) Duties.~~

14 ~~(1) An animal testing facility shall, after the~~
15 ~~completion of testing or research involving an animal subject~~
16 ~~that does not require euthanasia of the animal subject upon~~
17 ~~the termination of the study, as defined and approved by the~~
18 ~~research of testing protocol, assess the health of the animal~~
19 ~~subject and determine whether the animal subject is suitable~~
20 ~~for adoption. The attending veterinarian or designee at an~~
21 ~~animal testing facility shall have the sole authority to~~
22 ~~assess the animal subject and determine whether the animal~~
23 ~~subject is suitable for adoption.~~

24 ~~(2) If the animal subject is determined to be suitable~~
25 ~~for adoption, the animal testing facility shall offer the~~
26 ~~animal subject for adoption to a releasing agency or through~~
27 ~~the animal testing facility's adoption program to a private~~
28 ~~individual.~~

29 ~~(3) Paragraph (1) shall apply only to the following:~~

30 ~~(i) A person who raises cats regulated under Federal~~

~~law as research animals or sells or transfers cats to an animal testing facility.~~

~~(ii) A kennel that breeds dogs regulated under Federal law as research animals.~~

~~(iii) A kennel that sells or transfers dogs to an animal testing facility or a research kennel.~~

~~(iv) An animal testing facility.~~

~~(4) Prior to euthanizing an animal subject, any person, kennel or animal testing facility subject to this subsection shall keep the offer for release under paragraph (1) available for a reasonable period of time for a duration of no less than 30 days. Nothing in this paragraph shall be construed to require euthanizing an animal subject.~~

~~(5) Any person, kennel or animal testing facility may enter into an agreement with a releasing agency of its choice for compliance with this section.~~

~~(6) An animal testing facility, including the facility's employees, faculty, staff, agents, contractors and representatives, shall not be liable for harm, injury, property damage or other damage or loss by or what otherwise results from the adoption of an animal subject, nor for any illness or disease or physical or behavioral condition of an animal subject placed, in good faith, for adoption in compliance with this section.~~

~~(b) Annual reports. Any person, kennel or animal testing facility under subsection (a) shall annually submit a report to the department stating the number of dogs and cats that were adopted under subsection (a) and the name of each releasing agency utilized by the person, kennel or animal testing facility.~~

1 ~~§ 58A15~~ 58A13. General powers of secretary. <--

2 In addition to the authority of the Secretary of Agriculture
3 under section 211 of the Dog Law, the secretary shall revoke a
4 kennel license, OR dealer license or out of State dealer license <--
5 if a licensee is convicted of a violation of 7 U.S.C. Ch. 54
6 (relating to transportation, sale, and handling of certain
7 animals) or 18 U.S.C. § 48 (relating to animal crushing).

8 ~~§ 58A16~~ 58A14. Recordkeeping requirements for persons and <--
9 kennels engaged in the raising of dogs or cats for
10 research purposes.

11 (a) Requirements.--

12 (1) A person or kennel specified under paragraph (2) and
13 engaged in the raising of ~~dogs or cats~~ AN ANIMAL SUBJECT for <--
14 research purposes shall keep accurate records of all of the
15 following:

16 (i) ~~A dog or cat~~ AN ANIMAL SUBJECT purchased, <--
17 acquired, owned, held or otherwise in the possession or
18 control of the person or kennel.

19 (ii) ~~A dog or cat~~ AN ANIMAL SUBJECT transported, <--
20 euthanized, sold or otherwise disposed of during the two-
21 year period from the date of the purchase, acquisition,
22 transfer or disposition of the ~~dog or cat~~ ANIMAL SUBJECT. <--

23 (2) Paragraph (1) shall apply only to the following:

24 (i) A person who raises ~~eats~~ OR BREEDS ANIMAL <--
25 SUBJECTS regulated under Federal law as research animals
26 or sells or transfers ~~eats~~ ANIMAL SUBJECTS to an animal <--
27 testing facility.

28 (ii) ~~A kennel that breeds dogs regulated under~~ <--
29 Federal law as research animals.

30 ~~(iii) A kennel that sells or transfers dogs to an~~

~~animal testing facility or a research kennel.~~ (RESERVED). <--

(b) Records.--The records required to be maintained under this section shall be retained for a period of two years and shall be made available for inspection only upon presentation of a valid search warrant, court order or subpoena issued by a court of competent jurisdiction. The records under subsection (a) shall include all of the following:

(1) The name and address of the person from whom a ~~dog~~ or ~~cat~~ AN ANIMAL SUBJECT was purchased or acquired and the person's license or registration number if the person is licensed or registered under 7 U.S.C. Ch. 54 (relating to transportation, sale, and handling of certain animals). <--

(2) The date on which a ~~dog or cat~~ AN ANIMAL SUBJECT was purchased or acquired. <--

(3) The name and address of the person to whom a ~~dog or cat~~ AN ANIMAL SUBJECT was sold, given or transferred and the person's license or registration number if the person is licensed or registered under 7 U.S.C. Ch. 54. <--

(4) The official United States Department of Agriculture's tag number or tattoo assigned to a ~~dog or cat~~ AN ANIMAL SUBJECT under 7 U.S.C. Ch. 54. <--

(5) A description of a ~~dog or cat~~ AN ANIMAL SUBJECT, including all of the following: <--

(i) The species and breed or type.

(ii) The sex.

(iii) The date of birth or approximate age.

(iv) The color and distinctive markings.

(6) The date and number of offspring born of a ~~dog or cat~~ AN ANIMAL SUBJECT while in the possession or under the control of the person or kennel under subsection (a). <--

1 ~~(7) Medical care and vaccinations provided to a dog or~~ <--
2 ~~eat~~ AN ANIMAL SUBJECT. <--

3 ~~(8) The date and method of disposition of a dog or cat~~ <--
4 AN ANIMAL SUBJECT, including the sale, death and cause of <--
5 death of the ~~dog or cat~~ ANIMAL SUBJECT if the disposition is <--
6 not euthanasia, adoption or transfer.

7 ~~(9) The number of dogs or cats~~ ANIMAL SUBJECTS in the <--
8 possession of the person or kennel under subsection (a) that
9 the person or kennel does not need.

10 ~~(10) The number of dogs or cats~~ ANIMAL SUBJECTS <--
11 described under paragraph (9) that have been offered for
12 transfer to a releasing agency for eventual adoption or for
13 adoption through private placement.

14 (c) Record production.--A person shall not be subject to
15 prosecution under this section solely for declining to produce
16 records or documents unless:

17 ~~(1) the production was ordered pursuant to a valid~~
18 ~~search warrant, court order or subpoena; and~~

19 ~~(2) the person knowingly and willfully failed to comply.~~

20 ~~§ 58A17. Whistleblower protection.~~ <--

21 ~~An employee of any person, dealer, kennel, animal testing~~
22 ~~facility, private entity, State agency or institution of higher~~
23 ~~education subject to this subchapter shall be deemed to be an~~
24 ~~employee under the act of December 12, 1986 (P.L.1559, No.169),~~
25 ~~known as the Whistleblower Law, with regard to a good faith~~
26 ~~report of a potential violation of this subchapter, the Dog Law~~
27 ~~or 7 U.S.C. Ch. 54 (relating to transportation, sale, and~~
28 ~~handling of certain animals). Any dealer, kennel, animal testing~~
29 ~~facility, private entity, State agency or institution of higher~~
30 ~~education subject to this subchapter shall be deemed to be an~~

~~employer under the Whistleblower Law with regard to a good faith report of a potential violation of this subchapter, the Dog Law or 7 U.S.C. Ch. 54.~~

~~§ 58A18. Annual report.~~

~~No later than July 1, 2026, and each July 1 thereafter, the department shall submit a report summarizing the information collected under this subchapter and complaints, enforcement activities and penalties authorized under this subchapter to the following:~~

~~(1) The chair and minority chair of the Agriculture and Rural Affairs Committee of the Senate.~~

~~(2) The chair and minority chair of the Agriculture and Rural Affairs Committee of the House of Representatives.~~

~~§ 58A19. (Reserved).~~

~~§ 58A20~~ 58A15. Regulations.

<--

~~The department may promulgate regulations as necessary to implement this subchapter.~~

SUBCHAPTER C

<--

CERTAIN TESTING PROHIBITED

~~Sec.~~

~~58A31. Definitions.~~

~~58A32. Certain test methods prohibited.~~

~~58A33. Report.~~

~~58A34. Remedy.~~

~~§ 58A31. Definitions.~~

~~The following words and phrases when used in this subchapter shall have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~"Alternative test method or strategy." A test method, including a new or revised method, that:~~

~~(1) does not use animals;~~

~~(2) provides information of equivalent or better
scientific quality and relevance compared to traditional
animal test methods; and~~

~~(3) includes, but is not limited to, computational
toxicology and bioinformatics, high throughput screening
methods, testing of categories of chemical substances, tiered
testing methods, in vitro studies and microphysiological
systems.~~

~~"Animal." Any live vertebrate other than humans.~~

~~"Biomedical research." The investigation of the biological
processes and causes of disease or research conducted to
increase fundamental scientific knowledge or to expand the
understanding about how processes in living organisms develop
and function. The term shall not include testing conducted to
assess the safety or efficacy of chemicals, ingredients, drugs,
vaccines, product formulations or products.~~

~~"Department." The Department of Agriculture of the
Commonwealth.~~

~~"Institution of higher education." A State owned university,
community college or State related institution.~~

~~"Product testing facility." Any entity, institution,
business, partnership, corporation, association or other legal
relationship that tests chemicals, ingredients, drugs, vaccines,
product formulations or products in this Commonwealth.~~

~~"Traditional animal test method." A process, procedure or
experiment using animals to obtain information on the
characteristics of a chemical, ingredient, drug, vaccine,
product formulation or product and that generates information
regarding the ability of the chemical, ingredient, drug,~~

~~vaccine, product formulation or product to produce a specific biological effect under specified conditions.~~

~~§ 58A32. Certain test methods prohibited.~~

~~(a) Prohibition. It is unlawful for a product testing facility to use a traditional animal test method in the Commonwealth if an agency responsible for regulating the specific product or activity for which the test method is being used has either:~~

~~(1) approved an alternative test method or strategy; or~~

~~(2) made available or granted a waiver from the use of a traditional animal test method.~~

~~(b) Alternative. If no alternative test method or strategy and no waiver is available under subsection (a), a product testing facility shall use a traditional animal test method using the fewest number of animals possible and reduce the level of pain, suffering and stress of an animal used for testing.~~

~~(c) Application. No provision of this section shall be construed to:~~

~~(1) apply to any animal research conducted for the purposes of biomedical research;~~

~~(2) prohibit the use of any non animal test method or strategy for the testing of any chemical, ingredient, drug, vaccine, product formulation or product that is not described in the definition of "alternative test method or strategy";~~

~~(3) prohibit the use of traditional animal test methods to comply with requirements of Federal or State agencies;~~

~~(4) prohibit the use of traditional animal test methods if needed to comply with a written request from a Federal or State agency in circumstances where the agency has approved an alternative test method or strategy but also expressly~~

~~concluded that a traditional animal test method is needed to fully assess the impacts on the health or safety of consumers;~~

~~(5) prohibit the use of traditional animal test methods commenced prior to the effective date of this paragraph if the methods are employed solely for the completion of the specific research project; or~~

~~(6) prohibit the use of a traditional animal test method that was initiated prior to agency approval of an alternative test method or strategy, if the traditional animal test method is employed solely for the completion of the specific test.~~

~~§ 58A33. Report.~~

~~Each product testing facility in this Commonwealth shall annually submit a report to the department by June 30, 2026, and each June 30 thereafter, regarding any traditional animal test method or alternative test method or strategy conducted in the prior calendar year. The report under this section shall be posted on each product testing facility's publicly accessible Internet website no later than 90 days following the submission of the report under this section to the department. The report shall include:~~

~~(1) The number and species of animals used.~~

~~(2) The type and number of alternative test methods or strategies used.~~

~~(3) The number of waivers used.~~

~~(4) The reason for using any traditional animal test methods, alternative test methods or strategies or waivers, including an explanation for why a traditional animal test method was required.~~

1 ~~§ 58A34. Remedy.~~

2 SUBCHAPTER C

<--

3 CERTAIN TESTING AND SALE OF

4 ANIMAL-TESTED COSMETICS PROHIBITED

5 SEC.

6 58A21. DEFINITIONS.

7 58A22. CERTAIN TEST METHODS AND SALE OF ANIMAL-TESTED COSMETICS
8 PROHIBITED.

9 § 58A21. DEFINITIONS.

10 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBCHAPTER
11 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
12 CONTEXT CLEARLY INDICATES OTHERWISE:

13 "ANIMAL." ANY LIVE VERTEBRATE OTHER THAN HUMANS.

14 "ANIMAL TEST." THE INTERNAL OR EXTERNAL APPLICATION OF A
15 COSMETIC, OR ANY INGREDIENT OF THE COSMETIC, TO A BODY PART OF
16 AN ANIMAL.

17 "COSMETIC." AS DEFINED UNDER 21 U.S.C. § 321(I) (RELATING TO
18 DEFINITIONS; GENERALLY).

19 "INGREDIENT." A COMPONENT OF A COSMETIC AS DEFINED BY 21 CFR
20 700.3 (RELATING TO DEFINITIONS).

21 "MANUFACTURER." A PERSON WHOSE NAME APPEARS ON THE LABEL OF
22 A COSMETIC PRODUCT PURSUANT TO THE REQUIREMENTS OF 21 CFR 701.12
23 (RELATING TO NAME AND PLACE OF BUSINESS OF MANUFACTURER, PACKER,
24 OR DISTRIBUTOR).

25 "MEDICAL RESEARCH." RESEARCH RELATED TO THE CAUSE,
26 DIAGNOSIS, TREATMENT, CONTROL OR PRESERVATION OF PHYSICAL OR
27 MENTAL DISEASES AND IMPAIRMENTS OF HUMANS AND ANIMALS OR RELATED
28 TO THE DEVELOPMENT OF BIOMEDICAL PRODUCTS, DEVICES OR DRUGS AS
29 DEFINED IN 21 U.S.C. § 321(G) (1) (RELATING TO DEFINITIONS;
30 GENERALLY). THE TERM DOES NOT INCLUDE THE TESTING OF AN

1 INGREDIENT THAT WAS FORMERLY USED IN A DRUG, TESTED FOR THE
2 DRUG'S USE WITH TRADITIONAL ANIMAL METHODS TO CHARACTERIZE THE
3 INGREDIENT AND TO SUBSTANTIATE THE INGREDIENT'S SAFETY FOR HUMAN
4 USE AND IS PROPOSED FOR USE IN A PRODUCT OTHER THAN A
5 BIOMEDICAL, MEDICAL DEVICE OR DRUG.

6 "SUPPLIER." AN ENTITY THAT SUPPLIES, DIRECTLY OR THROUGH A
7 THIRD PARTY, ANY INGREDIENT USED IN THE FORMULATION OF A
8 MANUFACTURER'S COSMETIC.

9 § 58A22. CERTAIN TEST METHODS PROHIBITED.

10 (A) PROHIBITION.--A MANUFACTURER MAY NOT SELL OR OFFER FOR
11 SALE IN THIS COMMONWEALTH A COSMETIC THAT WAS DEVELOPED OR
12 MANUFACTURED USING AN ANIMAL TEST IF THE TEST WAS CONDUCTED OR
13 CONTRACTED BY THE MANUFACTURER, OR ANY SUPPLIER OF THE
14 MANUFACTURER, ON OR AFTER JANUARY 1, 2027.

15 (B) APPLICATION.--NO PROVISION OF THIS SECTION SHALL BE
16 CONSTRUED TO:

17 (1) APPLY TO ANIMAL RESEARCH CONDUCTED FOR THE PURPOSES
18 OF MEDICAL RESEARCH; OR

19 (2) APPLY TO COSMETICS DEVELOPED OR MANUFACTURED USING
20 AN ANIMAL TEST IF:

21 (I) THE ANIMAL TEST IS REQUIRED BY A FEDERAL OR
22 STATE REGULATORY AUTHORITY AND:

23 (A) THE INGREDIENT THAT REQUIRES AN ANIMAL TEST
24 IS IN WIDE USE AND CANNOT BE REPLACED BY ANOTHER
25 INGREDIENT;

26 (B) A SPECIFIC HUMAN HEALTH PROBLEM IS
27 ASSOCIATED WITH THE INGREDIENT AND THE NEED TO
28 CONDUCT AN ANIMAL TEST ON THE INGREDIENT IS JUSTIFIED
29 AND SUPPORTED BY A RESEARCH PROTOCOL; AND

30 (C) THERE IS NO NONANIMAL TEST METHOD OR

1 STRATEGY THAT IS ACCEPTED BY THE RELEVANT FEDERAL OR
2 STATE REGULATORY AUTHORITY AS A MEANS TO GATHER THE
3 RELEVANT DATA;

4 (II) THE ANIMAL TEST IS CONDUCTED OUTSIDE OF THE
5 UNITED STATES TO COMPLY WITH A REQUIREMENT OF A FOREIGN
6 REGULATORY AUTHORITY, IF NO EVIDENCE DERIVED FROM THE
7 TEST IS RELIED UPON TO SUBSTANTIATE THE SAFETY OF THE
8 COSMETIC PURSUANT TO FEDERAL OR STATE REGULATIONS;

9 (III) THE ANIMAL TEST IS CONDUCTED ON A PRODUCT OR
10 INGREDIENT SUBJECT TO THE REQUIREMENTS OF CHAPTER V OF
11 THE FOOD, DRUG, AND COSMETIC ACT (21 U.S.C. § 351 ET
12 SEQ.); OR

13 (IV) THE ANIMAL TEST IS CONDUCTED FOR NONCOSMETIC
14 PURPOSES PURSUANT TO A REQUIREMENT OF A FEDERAL, STATE OR
15 FOREIGN REGULATORY AUTHORITY. NO EVIDENCE DERIVED FROM
16 ANIMAL TESTING AFTER THE JANUARY 1, 2027, MAY BE RELIED
17 UPON TO ESTABLISH THE SAFETY OF A COSMETIC PURSUANT TO
18 FEDERAL OR STATE REGULATION UNLESS:

19 (A) THERE IS NO NONANIMAL METHOD OR STRATEGY
20 RECOGNIZED BY ANY FEDERAL AGENCY OR THE ORGANISATION
21 FOR ECONOMIC CO-OPERATION AND DEVELOPMENT FOR THE
22 RELEVANT SAFETY ENDPOINTS FOR THE INGREDIENT;

23 (B) THERE IS DOCUMENTED EVIDENCE OF THE
24 NONCOSMETIC INTENT OF THE TEST; AND

25 (C) THERE IS A HISTORY OF USE OF THE INGREDIENT
26 OUTSIDE OF COSMETICS AT LEAST ONE YEAR PRIOR TO THE
27 RELIANCE ON THE DATA.

28 (C) APPLICABILITY.--THE PROVISIONS OF THIS SECTION SHALL NOT
29 APPLY TO ANIMAL TESTING CONDUCTED ON AN INGREDIENT OR COSMETIC
30 IF THE TESTING TOOK PLACE PRIOR TO JANUARY 1, 2027. THIS SECTION

1 SHALL NOT PREVENT A MANUFACTURER FROM REVIEWING, ASSESSING OR
2 RETAINING DATA RESULTING FROM ANIMAL TESTING.

3 SUBCHAPTER D

4 REMEDIES

5 SEC.

6 58A31. REMEDIES.

7 58A32. (RESERVED).

8 § 58A31. REMEDIES.

9 (a) Civil action.--Upon a violation of this ~~subchapter~~ <--

10 CHAPTER or any rule, regulation or order issued under this <--

11 ~~subchapter~~ CHAPTER, the Attorney General may institute a civil <--

12 action in Commonwealth Court or in the court of common pleas of

13 the judicial district in which the violation occurred for

14 injunctive relief to restrain the violation and for other relief

15 as the court shall deem proper. Neither the institution of this

16 action nor any proceeding related to the action shall relieve

17 any party to the proceedings from other fines or penalties

18 prescribed for the violation of this ~~subchapter~~ CHAPTER or any <--

19 rule, regulation or order issued under this ~~subchapter~~ CHAPTER. <--

20 (b) Construction.--Nothing in this ~~subchapter~~ CHAPTER shall <--

21 be construed to:

22 (1) provide a private right of action to any person to

23 enforce any provision of this ~~subchapter~~ CHAPTER; or <--

24 (2) create a cause of action against an institution of

25 higher education or an employee of the institution for any

26 civil liability.

27 § 58A32. (RESERVED). <--

28 Section 2. This act shall take effect in 180 days.