
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1384 Session of
2019

INTRODUCED BY BURNS, FRANKEL, MILLARD, ISAACSON, SCHLOSSBERG,
DAVIDSON, BARRAR, PYLE, JOHNSON-HARRELL, HILL-EVANS, SAPPEY,
YOUNGBLOOD, COMITTA, MARKOSEK, MULLINS, KENYATTA, DeLUCA,
SCHWEYER, McCLINTON, FREEMAN AND GALLOWAY, MAY 1, 2019

REFERRED TO COMMITTEE ON JUDICIARY, MAY 1, 2019

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in particular rights and
3 immunities, providing for nondisclosure agreements.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 8316.2. Nondisclosure agreements.

9 (a) General rule.--A provision in a settlement agreement
10 that prevents the disclosure of the underlying facts and
11 circumstances to the action is prohibited in any civil action
12 the factual foundation for which establishes a cause of action
13 for civil damages for an act of sexual abuse or exploitation.

14 (b) Agreement void.--A provision in a settlement agreement
15 entered into on or after the effective date of this section that
16 prevents the disclosure of the underlying facts and
17 circumstances to the action described in subsection (a) is void

1 and unenforceable.

2 (c) Definition.--As used in this section, the term "sexual
3 abuse or exploitation" means sexual abuse or exploitation as
4 defined in 23 Pa.C.S. § 6303(a) (relating to definitions).

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