



SPONSOR: Rep. Longhurst & Sen. Blevins
Reps. Barbieri, Bennett, Carson, Hudson, M. Marshall,
Mitchell, Schooley, Schwartzkopf, Scott, D. Short; Sen.
Hall-Long

HOUSE OF REPRESENTATIVES
145th GENERAL ASSEMBLY

HOUSE BILL NO. 165

AN ACT TO AMEND TITLES 11 AND 29 OF THE DELAWARE CODE RELATING TO THE ADULT ABUSE
REGISTRY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1 Section 1. Amend §8564, Title 11 of the Delaware Code by striking existing subsection (c) in its entirety and
2 substituting a new subsection “(c)” in lieu thereof as follows:

3 “(c) No health care service provider, nursing home or similar facility, or child care facility shall hire any person
4 seeking employment without first checking the Adult Abuse Registry. For purposes of this subsection, the Adult Abuse
5 Registry shall be the central registry of information maintained pursuant to Chapter 79 of Title 29 of this Code relating to
6 the individuals against whom a charge of patient abuse, neglect or exploitation has been substantiated.”.

7 Section 2. Further Amend §8564, Title 11 of the Delaware Code by striking subsection (d) thereof in its entirety
8 and re-designating existing subsections (e), (f), (g), (h) and (i) as “(d)”, “(e)”, “(f)”, “(g)” and “(h)” respectively.

9 Section 3. Further Amend §8564, Chapter 85, Title 11 of the Delaware Code by deleting the second sentence,
10 beginning with “Such records may be disclosed”, of the newly designated subsection (e) in its entirety and substituting in
11 lieu thereof the following:

12 “Regulations promulgated by the Department of Health and Social Services may authorize online access to the
13 names of those actively listed on the Adult Abuse Registry and whether the listing is due to a substantiated finding of
14 abuse, neglect, or financial exploitation.”.

15 Section 4. Amend §7971(b)(1), Title 29 of the Delaware Code by deleting the language “receive an Adult Abuse
16 Registry check” as it appears therein and substituting “check the Adult Abuse Registry” in lieu thereof.

SYNOPSIS

This act permits the Department of Health and Social Services to provide online access to the names and nature of the conduct committed by those persons who are actively listed on the Adult Abuse Registry as a result of substantiated findings of abuse, neglect, or financial exploitation.