

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 192 Session of 2021

INTRODUCED BY TOPPER, CIRESI, DUNBAR, GLEIM, HILL-EVANS, JAMES, MERSKI, MILLARD, NEILSON, RYAN, SANKEY, SCHMITT, SCHWEYER, STRUZZI, WARREN AND ZABEL, JANUARY 21, 2021

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, JANUARY 21, 2021

AN ACT

1 Amending the act of October 26, 2016 (P.L.891, No.112), entitled
 2 "An act authorizing the Commonwealth of Pennsylvania to join
 3 the Interstate Medical Licensure Compact; providing for the
 4 form of the compact; and imposing additional powers and
 5 duties on the Governor, the Secretary of the Commonwealth and
 6 the Interstate Medical Licensure Compact," providing for
 7 criminal background checks for expedited licensure
 8 applicants.

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

11 Section 1. The act of October 26, 2016 (P.L.891, No.112),
 12 known as the Interstate Medical Licensure Compact Act, is
 13 amended by adding a section to read:

14 Section 2.1. Criminal background checks for expedited licensure
 15 applicants.

16 (a) Submission.--For the purpose of administering the
 17 criminal history background check required under Article V of
 18 section 2 of the compact, the member board of this State shall
 19 require an applicant for an expedited license under the compact
 20 to submit to a criminal history background check conducted by

1 the Pennsylvania State Police. The applicant shall submit
2 fingerprints and other identifying information to the
3 Pennsylvania State Police. The member board of this State shall
4 not consider an applicant for an expedited license who refuses
5 to comply with this subsection.

6 (b) Duties of Pennsylvania State Police.--In order to assist
7 the member board of this State in reviewing the criminal history
8 background of an applicant for an expedited license, the
9 Pennsylvania State Police or its designee shall do the
10 following:

11 (1) Provide the member board with a report of the
12 applicant's criminal history record information as defined in
13 18 Pa.C.S. § 9102 (relating to definitions) or a statement
14 that the Pennsylvania State Police central repository
15 contains no information relating to the applicant. The
16 criminal history record information under this paragraph
17 shall be limited to only the information authorized to be
18 disseminated under 18 Pa.C.S. § 9121(b)(2) (relating to
19 general regulations).

20 (2) Submit the applicant's fingerprints to the Federal
21 Bureau of Investigation for a national criminal history
22 records check.

23 (3) Provide the member board with the national criminal
24 history record information of the applicant. The information
25 provided under this paragraph shall not be limited to only
26 the information authorized to be disseminated under 18
27 Pa.C.S. § 9121(b)(2).

28 (c) Use of criminal history record information.--Criminal
29 history record information obtained by the member board of this
30 State under this section shall be interpreted and used only to

1 determine an applicant's eligibility for an expedited license.

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