

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1623 Session of  
1997

INTRODUCED BY MARKOSEK, MAYERNIK, KAISER, READSHAW, BOSCOLA,  
WALKO, WOJNAROSKI, SHANER, SAINATO, PETRARCA, BOYES, ORIE AND  
PIPPY, JUNE 10, 1997

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, JUNE 10, 1997

AN ACT

1 Amending the act of December 20, 1985 (P.L.457, No.112),  
2 entitled "An act relating to the right to practice medicine  
3 and surgery and the right to practice medically related acts;  
4 reestablishing the State Board of Medical Education and  
5 Licensure as the State Board of Medicine and providing for  
6 its composition, powers and duties; providing for the  
7 issuance of licenses and certificates and the suspension and  
8 revocation of licenses and certificates; providing penalties;  
9 and making repeals," providing for failure to pay medical  
10 education loans.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. The act of December 20, 1985 (P.L.457, No.112),  
14 known as the Medical Practice Act of 1985, is amended by adding  
15 a section to read:

16 Section 41.1. Failure to pay educational loans.

17 (a) Suspension.--The board shall suspend the license of a  
18 physician found to be in breach of a contractual obligation  
19 arising out of receipt of Federal or State funding for medical  
20 education.

21 (b) Procedure.--Subsection (a) is subject to 2 Pa.C.S. Ch. 5

1 Subch. A (relating to practice and procedure of Commonwealth  
2 agencies) and Ch. 7 Subch. A (relating to judicial review of  
3 Commonwealth agency action).

4 (c) Reinstatement.--The board shall immediately reinstate  
5 the license of a physician whose license is suspended under  
6 subsection (a) if any of the following apply:

7 (1) The physician is no longer in breach of the  
8 contractual obligation.

9 (2) The physician and the obligee have reached agreement  
10 regarding the breach of the contractual obligation.

11 (3) The board is satisfied that the physician is making  
12 sufficient progress toward satisfying the contractual  
13 obligation.

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