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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 647 Session of  
2007

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YOUNGBLOOD, MARCH 6, 2007

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REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, MARCH 6, 2007

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AN ACT

1 Relating to crane operator licensure; establishing the State  
2 Board of Crane Operators; conferring powers and imposing  
3 duties relative to regulating the practice of crane  
4 operation; making an appropriation; and imposing penalties.

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15 The General Assembly of the Commonwealth of Pennsylvania  
16 hereby enacts as follows:

17 CHAPTER 1

18 PRELIMINARY PROVISIONS

19 Section 101. Short title.

20 This act shall be known and may be cited as the Crane  
21 Operator Licensure Act.

22 Section 102. Definitions.

23 The following words and phrases when used in this act shall  
24 have the meanings given to them in this section unless the  
25 context clearly indicates otherwise:

26 "Board." The State Board of Crane Operators.

27 "Certification" or "certified." Certification from the  
28 National Commission for the Certification of Crane Operators or  
29 another organization found by the State Board of Crane Operators  
30 to offer an equivalent testing and certification program meeting



1 the requirements of the American Society of Mechanical Engineers  
2 ASME B30.5 and the accreditation requirements of the National  
3 Commission for Certifying Agencies or the American National  
4 Standards Institute.

5 "Commissioner." The Commissioner of Professional and  
6 Occupational Affairs within the Department of State.

7 "Conviction." Includes a judgment, an admission of guilt or  
8 a plea of nolo contendere.

9 "Crane." A power-operated hoisting machine that has a power-  
10 operated winch, load line and boom moving laterally by the  
11 rotation of the machine on a carrier or base which has a  
12 manufacturer's rated maximum lifting capacity of ten tons or  
13 more. The term includes a tower crane, derrick, crawler crane  
14 and wheel-mounted crane of both truck and self-propelled wheel  
15 type. The term does not include a forklift, digger derrick  
16 truck, aircraft, bucket truck, vehicle or machine not having a  
17 power-operated winch and load line or crane used in longshore  
18 operations.

19 "Crane operator." An individual licensed by the State Board  
20 of Crane Operators to operate a crane.

21 "Department." The Department of State of the Commonwealth.

22 "Immediate supervision." Circumstances in which the crane  
23 operator is in the immediate area of the trainee, within visual  
24 sighting distance and able to effectively communicate with the  
25 trainee.

26 "Trainee." An individual who has not been issued a license  
27 under this act but who is authorized to operate a crane as set  
28 forth in this act when under the immediate supervision of a  
29 crane operator.

30 CHAPTER 3



STATE BOARD OF CRANE OPERATORS

Section 301. Board.

(a) Establishment.--There is hereby established the State Board of Crane Operators within the department.

(b) Composition.--The board shall consist of the following:

(1) The commissioner.

(2) Two public members.

(3) Four professional members. Professional members shall have been actively engaged in crane-related operations in this Commonwealth for at least five years immediately preceding appointment. Except as set forth in subsection (f), professional members shall be licensed under this act as crane operators.

(c) Meeting.--The board shall meet within 30 days after the appointment of its first members and shall:

(1) Set up operating procedures.

(2) Develop application forms for licensure.

(3) Circulate application forms.

(4) Educate the public regarding the requirements of being licensed to operate a crane and to hold oneself out as a crane operator in this Commonwealth.

(d) Term of membership.--Professional and public members shall be appointed by the Governor with the advice and consent of the Senate. Professional and public members shall be citizens of the United States and residents of this Commonwealth. Except as provided in subsection (e), professional and public members shall serve a term of four years, or until a successor has been appointed and qualified but in no event longer than six months beyond the four-year period. In the event that a member dies or resigns or otherwise is disqualified during the term of office,



1 a successor shall be appointed in the same way and with the same  
2 qualifications and shall hold office for an unexpired term. A  
3 professional or public member shall not be eligible to hold more  
4 than two consecutive terms.

5 (e) First appointments.--For professional and public members  
6 first appointed to the board pursuant to this act, the term of  
7 office shall be as follows:

8 (1) Three members shall serve for a term of four years.

9 (2) Two members shall serve for a term of three years.

10 (3) One member shall serve for a term of two years.

11 (f) Professional members and first appointments.--A  
12 professional member first appointed to the board pursuant to  
13 this act need not be licensed at the time of appointment but at  
14 the time of appointment must have satisfied eligibility  
15 requirements for licensure, including holding current  
16 certification, as a crane operator as provided in this act.

17 (g) Quorum.--A majority of the members of the board shall  
18 constitute a quorum. Except for temporary and automatic  
19 suspensions under section 705, a member may not be counted as  
20 part of a quorum or vote on any issue, unless the member is  
21 physically in attendance at the meeting.

22 (h) Chairperson.--The board shall select annually a  
23 chairperson from among its members. The board, with the approval  
24 of the commissioner, shall select and fix the compensation of an  
25 executive secretary who shall be responsible for the day-to-day  
26 operation of the board and administration of the board's  
27 activities.

28 (i) Expenses.--With the exception of the commissioner, each  
29 member of the board shall receive \$60 per diem when actually  
30 attending to the work of the board. A member shall also receive



1 the amount of reasonable traveling, hotel and other necessary  
2 expenses incurred in the performance of the member's duties in  
3 accordance with Commonwealth regulations.

4 (j) Forfeiture.--A professional or public member who fails  
5 to attend three consecutive meetings shall forfeit the member's  
6 seat unless the commissioner, upon written request from the  
7 member, finds that the member should be excused from a meeting  
8 because of illness or the death of a family member.

9 (k) Training seminars.--A public member who fails to attend  
10 two consecutive statutorily mandated training seminars in  
11 accordance with section 813(e) of the act of April 9, 1929  
12 (P.L.177, No.175), known as The Administrative Code of 1929,  
13 shall forfeit the member's seat unless the commissioner, upon  
14 written request from the public member, finds that the public  
15 member should be excused from a meeting because of illness or  
16 the death of a family member.

17 (l) Frequency of meetings.--The board shall meet at least  
18 four times a year in the City of Harrisburg and at such  
19 additional times as may be necessary to conduct the business of  
20 the board.

21 Section 302. Powers and duties of board.

22 The board shall have the following powers and duties:

23 (1) To provide for and regulate the licensing of  
24 individuals engaged in operating a crane.

25 (2) To issue licenses, renew licenses, reinstate  
26 licenses, fail to renew, suspend and revoke licenses as  
27 provided in this act.

28 (3) To administer and enforce the provisions of this  
29 act.

30 (4) To investigate applications for licensure and to



1 determine the eligibility of an individual applying for  
2 licensure.

3 (5) To promulgate and enforce regulations, not  
4 inconsistent with this act, as necessary only to carry into  
5 effect the provisions of this act. This paragraph includes  
6 the setting of fees and the adoption of standards for  
7 certification of crane operators. Regulations shall be  
8 adopted in conformity with the provisions of the act of July  
9 31, 1968 (P.L.769, No.240), referred to as the Commonwealth  
10 Documents Law, and the act of June 25, 1982 (P.L.633,  
11 No.181), known as the Regulatory Review Act.

12 (6) To keep minutes and records of all its transactions  
13 and proceedings.

14 (7) To submit annually to the department an estimate of  
15 financial requirements of the board for its administrative,  
16 legal and other expenses.

17 (8) To submit annually a report to the Consumer  
18 Protection and Professional Licensure Committee of the Senate  
19 and the Professional Licensure Committee of the House of  
20 Representatives. The report shall include a description of  
21 the types of complaints received, status of cases, the action  
22 which has been taken and the length of time from initial  
23 complaint to final resolution.

24 (9) To submit annually to the Appropriations Committee  
25 of the Senate and the Appropriations Committee of the House  
26 of Representatives, 15 days after the Governor has submitted  
27 a budget to the General Assembly, a copy of the budget  
28 request for the upcoming fiscal year which the board  
29 previously submitted to the department.



LICENSURE

Section 501. Licensure.

(a) General rule.--Except as provided in subsection (c), an individual may not operate a crane, offer himself for employment as an individual who may operate a crane or hold himself out as a crane operator unless licensed by the board.

(b) Business entities.--Except as provided in subsection (c), an individual, corporation, partnership, firm or other entity shall not employ an individual to operate a crane or allow or direct an individual to operate a crane unless the individual is licensed under this act.

(c) Trainee.--For purposes of acquiring the experience necessary to obtain certification, a trainee may operate a crane when under the immediate supervision of a crane operator. In order to qualify as a trainee under this subsection, the individual must be 18 years of age or older and have demonstrated, to the satisfaction of the entity employing the crane operator, that the trainee is physically capable of operating a crane.

(d) Duty of crane operator.--When providing immediate supervision to a trainee pursuant to subsection (c), the crane operator shall have no other duties.

(e) Title.--An individual who holds a license as a crane operator or is maintained on inactive status pursuant to section 504(b) shall have the right to use the title "licensed crane operator" and the abbreviation "L.C.O." No other individual shall use the title "licensed crane operator" or the abbreviation "L.C.O." Except as provided in subsection (c), no other individual shall hold himself out as being able to operate a crane or being authorized to operate a crane.



(f) Additional requirement.--A license to operate a crane shall be valid only in conjunction with certification and only in the specialty for which the crane operator is certified.

(g) Specialties.--The board shall establish specialties for certification. Specialties shall include:

- (1) Tower crane.
- (2) Lattice boom crawler.
- (3) Lattice boom truck.
- (4) Telescopic boom crane with a rotating control station.
- (5) Telescopic boom crane with a fixed control station.
- (6) Any other specialty deemed appropriate by the board.

#### Section 502. Qualifications.

(a) General rule.--To be eligible to apply for licensure, an applicant must fulfill the following requirements:

- (1) Be of good moral character.
- (2) Be 18 years of age or older.
- (3) Hold current certification from the National Commission for the Certification of Crane Operators or another organization recognized by the board to offer an equivalent program and testing as the National Commission for the Certification of Crane Operators. In no case shall the board recognize an organization unless the organization meets the requirements of the American Society of Mechanical Engineers ASME B30.5 and the accreditation requirements of the National Commission for Certifying Agencies or the American National Standards Institute.
- (4) Pay the fee set by the board.

(b) Renewal of license.--In the case of a licensee applying for renewal of license where certification will expire before



1 the biennial renewal cycle will expire, the licensee shall  
2 submit evidence satisfactory to the board that the licensee has  
3 renewed certification. Failure to maintain certification or to  
4 submit evidence of renewal of certification shall subject the  
5 licensee to disciplinary action. The board shall promulgate  
6 regulations setting forth the evidence necessary to demonstrate  
7 renewal of certification as provided in this subsection.

8 (c) Convictions prohibited.--

9 (1) The board shall not issue a license to an individual  
10 who has been convicted of a felonious act prohibited by the  
11 act of April 14, 1972 (P.L.233, No.64), known as The  
12 Controlled Substance, Drug, Device and Cosmetic Act, or  
13 convicted of a felony relating to a controlled substance in a  
14 court of law of the United States or any other state,  
15 territory or country unless:

16 (i) at least ten years have elapsed from the date of  
17 conviction;

18 (ii) the individual satisfactorily demonstrates to  
19 the board that the individual has made significant  
20 progress in personal rehabilitation since the conviction  
21 such that licensure of the individual should not be  
22 expected to create a substantial risk of harm to the  
23 health and safety of crane operators, trainees or the  
24 public or a substantial risk of further criminal  
25 violations; and

26 (iii) the individual otherwise satisfies the  
27 qualifications provided in this act.

28 (2) An individual's statement on the application  
29 declaring the absence of a conviction shall be deemed  
30 satisfactory evidence of the absence of a conviction, unless



1 the board has some evidence to the contrary.

2 Section 503. Crane operators in other states, territories or  
3 Dominion of Canada.

4 The board may issue a license to an individual who is  
5 licensed as a crane operator in any other state or territory of  
6 the United States or the Dominion of Canada, if all of the  
7 following requirements are met:

8 (1) The individual is currently certified by the  
9 National Commission for the Certification of Crane Operators.

10 (2) The individual meets the requirements as to  
11 character, age and absence of convictions, as set forth in  
12 section 502.

13 (3) The individual pays the required fee.

14 Section 504. Duration of license.

15 (a) Duration of license.--A license issued pursuant to this  
16 act shall be on a biennial basis. The biennial expiration date  
17 shall be established by regulation of the board. Application for  
18 renewal of a license shall biennially be forwarded to an  
19 individual holding a current license prior to the expiration  
20 date of the current renewal biennium. The application form must  
21 indicate whether certification will expire before the biennial  
22 renewal cycle will expire.

23 (b) Inactive status.--An individual licensed under this act  
24 may request an application for inactive status. The application  
25 form may be completed and returned to the board. Upon receipt of  
26 an application, the individual shall be maintained on inactive  
27 status without fee and shall be entitled to apply for a  
28 licensure renewal at any time. An individual who requests the  
29 board to activate his license and who has been on inactive  
30 status for a period of five consecutive years shall, prior to



1 receiving an active license, satisfy the requirements of the  
2 board's regulations for ensuring continued competence, including  
3 holding current certification and remitting the required fee.  
4 The board shall promulgate regulations to carry into effect the  
5 provisions of this subsection.

6 Section 505. Reporting of multiple licensure.

7 A crane operator who is also licensed to operate a crane in  
8 any other state, territory, possession of the United States or  
9 country shall report this information to the board on the  
10 biennial registration application. Any disciplinary action taken  
11 in another state, territory, possession of the United States or  
12 country shall be reported to the board on the biennial  
13 registration application or within 90 days of final disposition,  
14 whichever is sooner. Multiple licensure shall be noted by the  
15 board on the crane operator's record, and the state, territory,  
16 possession or country shall be notified by the board of any  
17 disciplinary actions taken against the crane operator in this  
18 Commonwealth.

19 CHAPTER 7

20 ADMINISTRATION AND ENFORCEMENT

21 Section 701. Fees, fines and civil penalties.

22 (a) Fees.--All fees required under this act shall be fixed  
23 by the board by regulation and shall be subject to the act of  
24 June 25, 1982 (P.L.633, No.181), known as the Regulatory Review  
25 Act. If the revenues raised by the fees, fines and civil  
26 penalties imposed under this act are not sufficient to meet  
27 expenditures over a two-year period, the board shall increase  
28 those fees by regulation so that projected revenues will meet or  
29 exceed projected expenditures.

30 (b) Fee increase.--If the Bureau of Professional and



1 Occupational Affairs determines that the fees established by the  
2 board under subsection (a) are inadequate to meet the minimum  
3 enforcement efforts required by this act, then the bureau, after  
4 consultation with the board and subject to the Regulatory Review  
5 Act, shall increase the fees by regulation in an amount such  
6 that adequate revenues are raised to meet the required  
7 enforcement effort.

8 (c) Deposit of fees.--All fees, fines and civil penalties  
9 imposed in accordance with this act shall be paid into the  
10 Professional Licensure Augmentation Account established pursuant  
11 to, and for use in accordance with, the act of July 1, 1978  
12 (P.L.700, No.124), known as the Bureau of Professional and  
13 Occupational Affairs Fee Act.

14 (d) Permitted fees.--The board may charge a fee, as set by  
15 the board by regulation, for licensure, for renewing licensure  
16 and for other services of the board as permitted by this act or  
17 by regulation.

18 Section 702. Violation of act.

19 (a) General rule.--An individual or the responsible officers  
20 or employees of a corporation, partnership, firm or other entity  
21 violating a provision of this act or a regulation of the board  
22 commits a misdemeanor of the third degree and shall, upon  
23 conviction, be sentenced to pay a fine of not more than \$1,000  
24 or to imprisonment for not more than six months for the first  
25 violation. For the second and each subsequent conviction, the  
26 person, upon conviction, shall be sentenced to pay a fine of not  
27 more than \$2,000 or to imprisonment for not less than six months  
28 or more than one year, or both.

29 (b) Civil penalty.--In addition to any other civil remedy or  
30 criminal penalty provided for in this act, the board, by a vote



1 of the majority of the maximum number of the authorized  
2 membership of the board as provided by law or by a vote of the  
3 majority of the duly qualified and confirmed membership or a  
4 minimum of five members, whichever is greater, may levy a civil  
5 penalty of up to \$1,000 on any of the following:

6 (1) A crane operator who violates a provision of this  
7 act.

8 (2) An individual who operates a crane in violation of  
9 this act.

10 (3) An individual who holds himself out as a crane  
11 operator without being properly licensed as provided in this  
12 act.

13 (4) The responsible officers or employees of a  
14 corporation, partnership, firm or other entity violating a  
15 provision of this act.

16 (c) Procedure.--The board shall levy the civil penalty set  
17 forth in subsection (b) only after affording the accused the  
18 opportunity for a hearing as provided in 2 Pa.C.S. (relating to  
19 administrative law and procedure).

20 Section 703. Refusal, suspension or revocation of license.

21 (a) General rule.--The board may refuse, suspend or revoke a  
22 license in a case where the board finds:

23 (1) The licensee is negligent or incompetent in  
24 operating a crane.

25 (2) The licensee is unable to operate a crane with  
26 reasonable skill and safety by reason of mental or physical  
27 illness or condition or physiological or psychological  
28 dependence upon alcohol, hallucinogenic or narcotic drugs or  
29 other drugs which tend to impair judgment or coordination, so  
30 long as such dependence shall continue. In enforcing this



1 paragraph, the board shall, upon probable cause, have  
2 authority to compel a licensee to submit to a mental or  
3 physical examination as designated by the board. After  
4 notice, hearing, adjudication and appeal failure of a  
5 licensee to submit to such examination when directed shall  
6 constitute an admission of the allegations unless failure is  
7 due to circumstances beyond the licensee's control,  
8 consequent upon which a default and final order may be  
9 entered without the taking of testimony or presentation of  
10 evidence. A licensee affected under this paragraph shall at  
11 reasonable intervals be afforded the opportunity to  
12 demonstrate that the licensee can resume competent, safe and  
13 skillful operation of a crane.

14 (3) The licensee has willfully or repeatedly violated  
15 any of the provisions of this act or a regulation of the  
16 board.

17 (4) The licensee has committed fraud or deceit in:

18 (i) the operation of a crane; or

19 (ii) securing licensure or certification.

20 (5) The licensee has been convicted of a felony or a  
21 crime of moral turpitude, or received probation without  
22 verdict, disposition in lieu of trial or an Accelerated  
23 Rehabilitative Disposition in the disposition of felony  
24 charges in the courts of this Commonwealth, the United States  
25 or any other state, territory, possession of the United  
26 States or any other country.

27 (6) The licensee has had the licensee's license  
28 suspended or revoked or has received other disciplinary  
29 action by the proper licensing authority in another state,  
30 territory, possession of the United States or country.



1           (7) With respect to the operation of a crane, the  
2       licensee has acted in such a manner as to present an  
3       immediate and clear danger to health, safety or property.

4           (8) The licensee possessed, used, acquired or  
5       distributed a controlled substance.

6           (9) The licensee has been found guilty of unprofessional  
7       conduct. Unprofessional conduct shall include departure from  
8       or failing to conform to operating practices or professional  
9       standards embraced by the crane operating profession,  
10      including those recognized by the American Society of  
11      Mechanical Engineers ASME B30.5 and an agency of the Federal  
12      Government. In a proceeding based on this paragraph, actual  
13      injury to a person or damage to property need not be  
14      established.

15          (10) The licensee falsely advertised or made misleading,  
16      deceptive, untrue or fraudulent material representations  
17      regarding licensure, certification or operation of a crane.

18      (b) Acts authorized.--When the board finds that the license  
19      of crane operator may be refused, revoked or suspended pursuant  
20      to subsection (a), the board may:

21          (1) Deny the application for a license.

22          (2) Administer a public reprimand.

23          (3) Revoke, suspend, limit or otherwise restrict a  
24      license.

25          (4) Require a licensee to submit to the care, counseling  
26      or treatment of a physician or a psychologist designated by  
27      the board.

28          (5) Suspend enforcement of its finding and place a  
29      licensee on probation with the right to vacate the  
30      probationary order for noncompliance.



1           (6) Restore or reissue, in its discretion, a suspended  
2       license and impose any disciplinary or corrective measure  
3       which it might originally have imposed.

4   Section 704.   Suspensions and revocations.

5       A suspension or revocation shall be made only in accordance  
6       with the regulations of the board and only by majority vote of  
7       the members of the board after a full and fair hearing. An  
8       action of the board shall be taken subject to the right of  
9       notice, hearing and adjudication, and the right of appeal, in  
10      accordance with 2 Pa.C.S. (relating to administrative law and  
11      procedure). The board, by majority action and in accordance with  
12      its regulations, may reissue a license which has been suspended.  
13      If a license has been revoked, the board shall reissue a license  
14      only in accordance with section 706.

15   Section 705.   Temporary and automatic suspensions.

16      (a) General rule.--A license issued under this act may be  
17      temporarily suspended under circumstances determined by the  
18      board to be an immediate and clear danger to public health or  
19      safety. The board shall issue an order to that effect without a  
20      hearing, but upon due notice, to the licensee concerned at the  
21      licensee's last known address, which shall include a written  
22      statement of all allegations against the licensee. The  
23      provisions of section 704 shall not apply to temporary  
24      suspension. The board shall commence formal action to suspend,  
25      revoke or restrict the license of the crane operator as  
26      otherwise provided for in this act. All actions shall be taken  
27      promptly and without delay. Within 30 days following the  
28      issuance of an order temporarily suspending a license, the board  
29      shall conduct or cause to be conducted a preliminary hearing to  
30      determine that there is a prima facie case supporting the



1 suspension. The crane operator whose license has been  
2 temporarily suspended may be present at the preliminary hearing  
3 and may be represented by counsel, cross-examine witnesses,  
4 inspect physical evidence, call witnesses, offer evidence and  
5 testimony and make a record of the proceedings. If it is  
6 determined that there is not a prima facie case, the suspended  
7 license shall be immediately restored. The temporary suspension  
8 shall remain in effect until vacated by the board, but in no  
9 event longer than 180 days.

10 (b) Commitment of crane operator.--A license issued under  
11 this act shall automatically be suspended upon the legal  
12 commitment of a crane operator to an institution because of  
13 mental incompetency from any cause upon filing with the board a  
14 certified copy of such commitment, conviction of a felony under  
15 the act of April 14, 1972 (P.L.233, No.64), known as The  
16 Controlled Substance, Drug, Device and Cosmetic Act, or  
17 conviction of an offense under the laws of another jurisdiction,  
18 which, if committed in Pennsylvania, would be a felony under The  
19 Controlled Substance, Drug, Device and Cosmetic Act. Automatic  
20 suspension under this subsection shall not be stayed pending an  
21 appeal of a conviction. Restoration of the license shall be made  
22 as provided in the case of revocation or suspension of a  
23 license.

24 Section 706. Reinstatement of license.

25 Unless ordered to do so by the Commonwealth Court or an  
26 appeal therefrom, the board shall not reinstate the license of  
27 an individual which has been revoked. An individual whose  
28 license has been revoked may reapply for a license after a  
29 period of at least five years, but must meet all of the  
30 licensing requirements of this act.



1 Section 707. Surrender of suspended or revoked license.

2 The board shall require an individual whose license has been  
3 suspended or revoked to return the license in such manner as the  
4 board directs. Failure to do so, upon conviction thereof, shall  
5 be a misdemeanor of the third degree.

6 Section 708. Injunction.

7 Whenever in the judgment of the board a person has engaged in  
8 an act or practice which constitutes or will constitute a  
9 violation of this act, the board or its agents may make  
10 application to the appropriate court for an order enjoining such  
11 act or practice and, upon a showing by the board that the person  
12 has engaged or is about to engage in such act or practice, an  
13 injunction, restraining order or such order as may be  
14 appropriate shall be granted by the court. The remedy by  
15 injunction is in addition to any other civil or criminal  
16 prosecution and punishment.

17 Section 709. Subpoenas and oaths.

18 (a) Authority granted.--The board shall have the authority  
19 to issue subpoenas, upon application of an attorney responsible  
20 for representing the Commonwealth in disciplinary matters before  
21 the board, for the purpose of investigating alleged violations  
22 of the act or regulation of the board. The board shall have the  
23 power to subpoena witnesses, to administer oaths, to examine  
24 witnesses and to take such testimony or compel the production of  
25 such books, records, papers and documents as it may deem  
26 necessary or proper in and pertinent to any proceeding,  
27 investigation or hearing held or had by the board. The board is  
28 authorized to apply to the Commonwealth Court to enforce its  
29 subpoenas. The court may impose limitations on the scope of the  
30 subpoena as is necessary to prevent unnecessary intrusion into



1 client confidential information.

2 (b) Disciplinary matters.--An attorney responsible for  
3 representing the Commonwealth in disciplinary matters before the  
4 board shall notify the board immediately upon receiving  
5 notification of an alleged violation of this act or a regulation  
6 of the board. The board shall maintain current records of all  
7 reported alleged violations and periodically review the records  
8 for the purpose of determining that each alleged violation has  
9 been resolved in a timely manner.

10 CHAPTER 21

11 MISCELLANEOUS PROVISIONS

12 Section 2101. Appropriation.

13 The sum of \$85,000, or as much thereof as may be necessary,  
14 is hereby appropriated from the Professional Licensure  
15 Augmentation Account to the department for the payment of costs  
16 associated with processing licenses and renewing licenses, for  
17 the operation of the board and for other costs associated with  
18 this act. The appropriation shall be repaid by the board within  
19 three years of the beginning of issuance of licenses by the  
20 board.

21 Section 2102. Regulations.

22 Within 18 months of the effective date of this section, the  
23 board shall promulgate regulations to carry out this act.

24 Section 2103. Effective date.

25 This act shall take effect as follows:

26 (1) This section shall take effect immediately.

27 (2) Sections 501, 503, 702 and 706 shall take effect in  
28 24 months.

29 (3) The remainder of this act shall take effect in 60  
30 days.