

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2274 Session of  
2012

INTRODUCED BY READSHAW, BRIGGS, KORTZ, KOTIK, GEIST, SWANGER,  
CALTAGIRONE, COHEN, DeWEESE, HORNAMAN, MUNDY, PASHINSKI,  
CREIGHTON AND JOSEPHS, MARCH 26, 2012

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, MARCH 26, 2012

AN ACT

1 Amending the act of July 2, 1993 (P.L.345, No.48), entitled "An  
2 act empowering the General Counsel or his designee to issue  
3 subpoenas for certain licensing board activities; providing  
4 for hearing examiners in the Bureau of Professional and  
5 Occupational Affairs; providing additional powers to the  
6 Commissioner of Professional and Occupational Affairs; and  
7 further providing for civil penalties and license  
8 suspension," further providing for civil penalties.

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

11 Section 1. Section 5(b) of the act of July 2, 1993 (P.L.345,  
12 No.48), entitled "An act empowering the General Counsel or his  
13 designee to issue subpoenas for certain licensing board  
14 activities; providing for hearing examiners in the Bureau of  
15 Professional and Occupational Affairs; providing additional  
16 powers to the Commissioner of Professional and Occupational  
17 Affairs; and further providing for civil penalties and license  
18 suspension," is amended by adding paragraphs to read:

19 Section 5. Civil penalties.

20 \* \* \*

1 (b) Additional powers.--In addition to the disciplinary  
2 powers and duties of the boards and commissions within the  
3 Bureau of Professional and Occupational Affairs under their  
4 respective practice acts, boards and commissions shall have the  
5 power, respectively:

6 \* \* \*

7 (6) To collect all fees, costs, fines and penalties  
8 assessed as a result of disciplinary proceeding before a  
9 licensing board or commission. All fees, costs, fines and  
10 penalties may, together with interest and any costs  
11 associated with collection, be a judgment in favor of the  
12 licensing board or commission upon the person or subject of  
13 the order. The licensing board or commission may transmit a  
14 copy of the final disposition if all fees, costs, fines and  
15 penalties together equal \$1,000 or more to the prothonotary  
16 in the Commonwealth Court. The prothonotary shall enter and  
17 docket the same without requiring payment of costs as a  
18 condition precedent to the entry thereof. The total amount  
19 for which the person or subject of the order is liable shall  
20 be entered as a judgment upon the person or subject  
21 regardless of whether the amount has been ordered to be paid  
22 in installments. Any lien obtained under this section shall  
23 maintain its priority indefinitely, and no writ of revival  
24 need be filed. Once a judgment is paid in full to the  
25 licensing board or commission, the licensing board or  
26 commission shall, within 90 days, notify the prothonotary of  
27 receipt of payment in full and request the judgment be noted  
28 as satisfied in full.

29 (7) To deny, suspend or revoke a license, registration  
30 or certification for failure to pay any fine or fee assessed

1     as a result of disciplinary proceeding before a licensing  
2     board or commission.

3     \* \* \*

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