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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1172 Session of  
2019

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INTRODUCED BY HICKERNELL, READSHAW, CAUSER, SCHLEGEL CULVER,  
SCHLOSSBERG, McNEILL, RAVENSTAHL, PICKETT, BARRAR, ROTHMAN,  
MILLARD, KEEFER, B. MILLER, DeLUCA, MENTZER, MIHALEK AND  
MARSHALL, APRIL 10, 2019

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REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, APRIL 10, 2019

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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," providing for licensure by endorsement.

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

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

19 Section 6.1. Licensure by endorsement.

20 (a) General rule.--A licensing board or commission shall

1 issue a license, certificate, registration or permit to an  
2 applicant to allow practice in this Commonwealth if, upon  
3 application to the licensing board, the applicant satisfies all  
4 of the following conditions:

5 (1) Holds a current license, certificate, registration  
6 or permit from another state, territory or country and the  
7 licensing board or commission determines that state's,  
8 territory's or country's requirements are substantially  
9 equivalent to or exceed the requirements established in this  
10 Commonwealth.

11 (2) Demonstrates competency in the profession or  
12 occupation through methods determined by the licensing board  
13 or commission, including having completed continuing  
14 education or having experience in the professional or  
15 occupation for at least two of the five years preceding the  
16 date of the application under this section.

17 (3) Has not committed any act that would have  
18 constituted grounds for refusal, suspension or revocation of  
19 a license, registration, certificate or permit to practice  
20 that profession or occupation in this Commonwealth at the  
21 time the act was committed.

22 (4) Is in good standing and has not been disciplined by  
23 the jurisdiction that issued the license, registration,  
24 certificate or permit.

25 (5) Pays any fees established by the licensing board or  
26 commission by regulation.

27 (b) Provisional endorsement license.--A licensing board or  
28 commission may issue a provisional license, registration,  
29 certificate or permit to an applicant for licensure by  
30 endorsement while the applicant is satisfying remaining

1 requirements for the licensure by endorsement as determined by  
2 the board. The holder of a provisional endorsement license  
3 issued under this subsection may practice until any of the  
4 following occurs:

5       (1) A license, registration, certificate or permit is  
6 granted or denied by the licensing board or commission under  
7 this section.

8       (2) The expiration of the provisional endorsement  
9 license as established by the board by regulation.

10       (3) The holder of the provisional endorsement license  
11 fails to comply with the terms of the provisional license.

12       Section 2. Final regulations shall be promulgated by each  
13 licensing board and commission within 18 months of the effective  
14 date of this act.

15       Section 3. This act shall take effect in 60 days.