

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 356 Session of  
2003

INTRODUCED BY ERICKSON, D. WHITE, LOGAN, KUKOVICH, COSTA,  
PILEGGI, M. WHITE, SCARNATI, O'PAKE, KITCHEN, WOZNIAK,  
RAFFERTY, WAGNER, WAUGH, WONDERLING, GREENLEAF, CORMAN AND  
LEMOND, MARCH 7, 2003

REFERRED TO JUDICIARY, MARCH 7, 2003

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for general  
3 regulations relating to dissemination of criminal history  
4 record information.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 9121(b) of Title 18 of the Pennsylvania  
8 Consolidated Statutes, amended October 28, 2002 (P.L.888,  
9 No.129), is amended to read:

10 § 9121. General regulations.

11 \* \* \*

12 (b) Dissemination to noncriminal justice agencies and  
13 individuals.--Criminal history record information shall be  
14 disseminated by a State or local police department to any  
15 individual or noncriminal justice agency only upon request.

16 Except as provided in subsection (b.1):

17 (1) A fee may be charged by a State or local police  
18 department for each request for criminal history record

1 information by an individual or noncriminal justice agency,  
2 except that no fee shall be charged to an individual who  
3 makes the request in order to apply to become a volunteer  
4 with an affiliate of Little League Baseball, Inc., Big  
5 Brothers of America or Big Sisters of America or with a rape  
6 crisis center or domestic violence program.

7 (2) Before a State or local police department  
8 disseminates criminal history record information to an  
9 individual or noncriminal justice agency, it shall extract  
10 from the record all notations of arrests, indictments or  
11 other information relating to the initiation of criminal  
12 proceedings where:

13 (i) three years have elapsed from the date of  
14 arrest;

15 (ii) no conviction has occurred; and

16 (iii) no proceedings are pending seeking a  
17 conviction.

18 \* \* \*

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