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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 520 Session of  
2015

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INTRODUCED BY MCGARRIGLE, GREENLEAF, YAW, SCARNATI, TARTAGLIONE,  
FONTANA, ALLOWAY, COSTA, SMITH AND RAFFERTY,  
FEBRUARY 19, 2015

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REFERRED TO JUDICIARY, FEBRUARY 19, 2015

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AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 23 (Domestic  
2 Relations) of the Pennsylvania Consolidated Statutes, in  
3 criminal history record information, further providing for  
4 general regulations; and, in child protective services,  
5 further providing for information relating to prospective  
6 child-care personnel.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 Section 1. Section 9121(b) of Title 18 of the Pennsylvania  
10 Consolidated Statutes is amended to read:

11 § 9121. General regulations.

12 \* \* \*

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

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

18 (1) A fee may be charged by a State or local police  
19 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 and  
4 serve without compensation with an affiliate of Little League  
5 Baseball, Inc., Big Brothers of America or Big Sisters of  
6 America or with a rape crisis center or domestic violence  
7 program.

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

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

16 (ii) no conviction has occurred; and

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

19 \* \* \*

20 Section 2. Section 6344(h) of Title 23 is amended to read:  
21 § 6344. Information relating to prospective child-care  
22 personnel.

23 \* \* \*

24 (h) Fees.--The department may charge a fee not to exceed \$10  
25 in order to conduct the certification as required in subsection  
26 (b) (2), except that no fee shall be charged to an individual who  
27 makes the request in order to apply to become a volunteer and  
28 serve without compensation with an affiliate of Little League  
29 Baseball, Inc., Big Brothers of America or Big Sisters of  
30 America or with a rape crisis center or domestic violence

1 shelter.

2 \* \* \*

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