

## 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,  
MARSHALL, JONES, ZIMMERMAN, SAINATO, HILL-EVANS, BURGOS,  
BROWN, CIRESI, KORTZ, GILLEN AND WEBSTER, APRIL 10, 2019

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SENATOR TOMLINSON, CONSUMER PROTECTION AND PROFESSIONAL  
LICENSURE, IN SENATE, AS AMENDED, JUNE 4, 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:

1 Section 6.1. Licensure by endorsement.

2 (a) General rule.--Notwithstanding any existing provisions  
3 related to licensure by endorsement or licensure by reciprocity  
4 in any applicable licensing statute, a licensing board or  
5 commission shall issue a license, certificate, registration or  
6 permit to an applicant to allow practice in this Commonwealth  
7 if, upon application to the licensing board OR COMMISSION, the <--  
8 applicant satisfies all of the following conditions:

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

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

21 (3) Has not committed any act that constitutes grounds  
22 for refusal, suspension or revocation of a license,  
23 registration, certificate, REGISTRATION or permit to practice <--  
24 that profession or occupation in this Commonwealth unless the  
25 licensing board or commission determines, in its discretion,  
26 that the act should not be an impediment to the granting of a  
27 license, registration, certificate, REGISTRATION or permit to <--  
28 practice in this Commonwealth.

29 (4) Is in good standing and has not been disciplined by  
30 the jurisdiction that issued the license, registration, <--

1 certificate, REGISTRATION or permit unless the licensing <--  
2 board or commission determines, in its discretion, that the  
3 discipline should not be an impediment to the granting of a  
4 license, ~~registration,~~ certificate, REGISTRATION or permit to <--  
5 practice in this Commonwealth.

6 (5) Pays any fees established by the licensing board or  
7 commission by regulation.

8 (b) Provisional endorsement license.--A licensing board or  
9 commission may issue a provisional license, ~~registration,~~ <--  
10 certificate, REGISTRATION or permit to an applicant for <--  
11 licensure by endorsement while the applicant is satisfying  
12 remaining requirements for the licensure by endorsement as  
13 determined by the board OR COMMISSION. The holder of a <--  
14 provisional endorsement license issued under this subsection may  
15 practice until any of the following occurs:

16 (1) A license, ~~registration,~~ certificate, REGISTRATION <--  
17 or permit is denied by the licensing board or commission  
18 under this section.

19 (2) The expiration of the provisional endorsement  
20 license as established by the board OR COMMISSION by <--  
21 regulation.

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

24 (c) Construction.--Nothing in this section is intended to  
25 supersede or replace existing statutory provisions relating to  
26 licensure by endorsement or licensure by reciprocity applicable  
27 to licensing boards and commissions through their respective  
28 enabling statutes.

29 Section 2. Final regulations shall be promulgated by each  
30 licensing board and commission within 18 months of the effective

1 date of this ~~act~~ SECTION.

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