

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2381 Session of 2024

INTRODUCED BY MARKOSEK, GUENST, KULIK, BURNS, VENKAT, HILL- EVANS, BOYD, SANCHEZ, KHAN, GREEN AND DALEY, JUNE 4, 2024

SENATOR STEFANO, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, IN SENATE, AS AMENDED, SEPTEMBER 17, 2024

AN ACT

1 Amending Title 63 (Professions and Occupations (State Licensed))
2 of the Pennsylvania Consolidated Statutes, in powers and
3 duties, providing for temporary rulemaking authority.

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

6 Section 1. Title 63 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 3119. Temporary rulemaking authority.

9 (a) Promulgation.--A licensing board or licensing commission
10 under the bureau that is subject to an interstate licensure
11 compact act may promulgate ONE-TIME temporary regulations <--
12 necessary for the implementation of licensure compacts EACH <--
13 LICENSURE COMPACT ENACTED BY THE GENERAL ASSEMBLY. The temporary
14 regulations shall not be subject to:

15 (1) Sections 201, 202, 203 and 205 of the act of July
16 31, 1968 (P.L.769, No.240), referred to as the Commonwealth
17 Documents Law.

1           (2) Section 204(b) of the act of October 15, 1980  
2           (P.L.950, No.164), known as the Commonwealth Attorneys Act.

3           (3) The act of June 25, 1982 (P.L.633, No.181), known as  
4           the Regulatory Review Act.

5           ~~(b) Expiration. Temporary regulations promulgated under~~ <--  
6           ~~this section shall expire no later than three years following~~  
7           ~~the publication of the temporary regulations in the Pennsylvania~~  
8           ~~Bulletin. Regulations adopted after expiration of temporary~~  
9           ~~regulations promulgated under this section shall be promulgated~~  
10          ~~as provided by law.~~

11          (B) EXPIRATION OF AUTHORITY TO PROMULGATE.--THE AUTHORITY OF <--  
12          A LICENSING BOARD OR LICENSING COMMISSION TO PROMULGATE ONE-TIME  
13          TEMPORARY REGULATIONS UNDER THIS SECTION FOR EACH LICENSURE  
14          COMPACT ENACTED BY THE GENERAL ASSEMBLY SHALL EXPIRE ON THE DATE  
15          OF PUBLICATION OF THE TEMPORARY REGULATIONS IN THE PENNSYLVANIA  
16          BULLETIN.

17          (C) EXPIRATION OF TEMPORARY REGULATIONS.--TEMPORARY  
18          REGULATIONS PROMULGATED UNDER THIS SECTION SHALL EXPIRE NO LATER  
19          THAN THREE YEARS FOLLOWING THE PUBLICATION OF THE TEMPORARY  
20          REGULATIONS IN THE PENNSYLVANIA BULLETIN. REGULATIONS ADOPTED  
21          AFTER EXPIRATION OF TEMPORARY REGULATIONS PROMULGATED UNDER THIS  
22          SECTION SHALL BE PROMULGATED AS PROVIDED BY LAW.

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