

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1704 Session of
2023

INTRODUCED BY RABB, OTTEN, MADDEN, STEHR, HILL-EVANS, KINSEY,
KHAN, SANCHEZ, PARKER, PIELLI AND GREEN, SEPTEMBER 21, 2023

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 21, 2023

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in criminal history record
3 information, further providing for information in central
4 repository or automated systems.

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

7 Section 1. Section 9106(c)(4) of Title 18 of the
8 Pennsylvania Consolidated Statutes is amended to read:

9 § 9106. Information in central repository or automated systems.

10 * * *

11 (c) Dissemination of protected information.--

12 * * *

13 (4) Investigative and treatment information shall not be
14 disseminated to any department, agency or individual unless
15 the department, agency or individual requesting the
16 information is a criminal justice agency which requests the
17 information in connection with its duties, and the request is
18 based upon a name, fingerprints, modus operandi, genetic
19 typing, voice print or other identifying characteristic. The

1 following shall apply:

2 (i) This paragraph shall not apply to information
3 pertaining to potential or prospective harm to public
4 health.

5 (ii) The Pennsylvania Office of Environmental
6 Justice shall evaluate investigative and treatment
7 information pertaining to potential or prospective risk
8 to public health. If the Office of Environmental Justice
9 determines that a potential or prospective public health
10 risk exists, the Office of Environmental Justice shall
11 publish a notice, including a summary of the public
12 health risk on its publicly accessible Internet website.
13 The Office of Environmental Justice may not publish the
14 notice of the public health risk if the notice would
15 compromise an investigation.

16 * * *

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