
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1872 Session of
2019

INTRODUCED BY BROOKS, T. DAVIS, RAVENSTAHL, MERSKI, RYAN, HILL-
EVANS, THOMAS, FREEMAN, KENYATTA, CALTAGIRONE, KAUFER, KIM,
BERNSTINE, STURLA, McNEILL, JOZWIAK AND POLINCHOCK,
SEPTEMBER 25, 2019

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 25, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in criminal history record
3 information, further providing for expungement.

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

6 Section 1. Section 9122(b) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:
8 § 9122. Expungement.

9 * * *

10 (b) Generally.--Criminal history record information may be
11 expunged when:

12 * * *

13 (4) An individual who is the subject of the information
14 petitions the court for the expungement of a conviction under
15 section 13(a)(31) of the act of April 14, 1972 (P.L.233,
16 No.64), known as The Controlled Substance, Drug, Device and
17 Cosmetic Act, and shows all of the following:

1 (i) The facts from which the conviction arose
2 preceded the effective date of the act of April 17, 2016
3 (P.L.84, No.16), known as the Medical Marijuana Act.

4 (ii) The conviction arose from the individual's
5 possession of marijuana intended for the medical use of
6 the individual or a minor under the individual's care.

7 (iii) The individual has been free from conviction
8 of any drug-related offense since enactment of the
9 Medical Marijuana Act.

10 (iv) The individual is a patient in possession of a
11 lawfully issued identification card under the Medical
12 Marijuana Act.

13 (v) The individual has completed all court-ordered
14 financial obligations of the sentence.

15 * * *

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