

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 310 Session of
2001

INTRODUCED BY MAYERNIK, MARSICO, EGOLF, NAILOR, BELARDI,
T. STEVENSON, SHANER, LEDERER, CLARK, READSHAW, BELFANTI,
MARKOSEK, LAUGHLIN, HERSHEY, WOJNAROSKI, WOGAN, E. Z. TAYLOR,
CAPPELLI, STABACK, BASTIAN, HARHAI, GEIST, BARRAR AND
SAINATO, JANUARY 31, 2001

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 31, 2001

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for restitution for
3 injuries to person or property.

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

6 Section 1. The definitions of "restitution" and "victim" in
7 section 1106(h) of Title 18 of the Pennsylvania Consolidated
8 Statutes are amended and the section is amended by adding a
9 definition to read:

10 § 1106. Restitution for injuries to person or property.

11 * * *

12 (h) Definitions.--As used in this section, the following
13 words and phrases shall have the meanings given to them in this
14 subsection:

15 * * *

16 "Law enforcement officer." An individual who has been
17 trained in accordance with 53 Pa.C.S. Ch. 21 Subch. D (relating

1 to municipal police education and training) or a member of the
2 Pennsylvania State Police.

3 * * *

4 "Restitution." The return of the property of [the] a victim
5 or payments in cash or the equivalent thereof pursuant to an
6 order of the court. The term also includes cash as reimbursement
7 to an employing government for out-of-pocket medical expenses
8 incurred and workers' compensation benefits paid to a law
9 enforcement officer directly resulting from the investigation,
10 arrest, or both, of an offender, provided that the offender is
11 ultimately convicted.

12 "Victim." As defined in section 479.1 of the act of April 9,
13 1929 (P.L.177, No.175), known as The Administrative Code of
14 1929. The term includes the Crime Victim's Compensation Fund if
15 compensation has been paid by the Crime Victim's Compensation
16 Fund to the victim and any insurance company that has
17 compensated the victim for loss under an insurance contract. The
18 term also includes a law enforcement officer who suffers
19 personal injury directly resulting from the investigation,
20 arrest, or both, of an offender, provided that the offender is
21 ultimately convicted.

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