

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2132 Session of
2015

INTRODUCED BY ORTITAY, D. COSTA, BIZZARRO, CORBIN, P. COSTA,
DAVIS, DEASY, DRISCOLL, DUSH, ENGLISH, EVERETT, FARRY,
GABLER, GILLEN, GINGRICH, GOODMAN, GREINER, HARKINS,
A. HARRIS, IRVIN, JAMES, JOZWIAK, KAUFFMAN, KORTZ, MCGINNIS,
MILLARD, NEILSON, NELSON, O'NEILL, PASHINSKI, READSHAW,
SAVAGE, STEPHENS, THOMAS, TURZAI, WARD, WARNER, WATSON,
McNEILL, GROVE, BOBACK, DeLUCA, CALTAGIRONE AND ZIMMERMAN,
JUNE 9, 2016

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 9, 2016

AN ACT

1 Amending Title 61 (Prisons and Parole) of the Pennsylvania
2 Consolidated Statutes, providing for inmate solicitations.

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

5 Section 1. Title 61 of the Pennsylvania Consolidated
6 Statutes is amended by adding a section to read:

7 § 5902.1. Inmate solicitations.

8 (a) Prohibition.--An inmate may not do any of the following:

9 (1) Use correspondence privileges to solicit or
10 advertise for any of the following:

11 (i) Money.

12 (ii) Property other than money.

13 (iii) Services.

14 (iv) The establishment of a correspondence
15 relationship with another person.

1 (2) Act with or through another person to violate
2 paragraph (1).

3 (b) Penalty.--For a violation of subsection (a), the
4 following apply:

5 (1) An inmate in a State correctional institution is
6 subject to discipline under 37 Pa. Code § 93.10 (relating to
7 inmate discipline).

8 (2) An inmate in a county correctional institution is
9 subject to discipline under:

10 (i) section 1756 (relating to loss of privileges);

11 or

12 (ii) 37 Pa. Code § 95.240 (relating to inmate
13 disciplinary procedures).

14 Section 2. The addition of 61 Pa.C.S. § 5902.1(b) shall
15 apply to violations which occur on or after the effective date
16 of this section.

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