

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 745 Session of
2005

INTRODUCED BY STACK, RAFFERTY, LOGAN, KITCHEN, LAVALLE, BOSCOLA,
STOUT, TARTAGLIONE, C. WILLIAMS, COSTA AND KASUNIC,
JUNE 13, 2005

REFERRED TO JUDICIARY, JUNE 13, 2005

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, providing for fraudulent practices
3 relating to prescriptions and prescription drugs.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 4121. Fraudulent practices relating to prescriptions and
9 prescription drugs.

10 (a) Offense defined.--A person commits a felony of the third
11 degree if he acquires or attempts to acquire a prescription or
12 prescription order by knowingly misrepresenting or knowingly
13 withholding information from a practitioner for the sole purpose
14 of procuring controlled substances for abuse or sale. Prima
15 facie evidence of an intent to violate this section shall
16 include visits by a person to multiple doctors or practitioners
17 with the intent of procuring controlled substances for abuse or
18 sale.

1 (b) Definitions.--The words and phrases used in this section
2 shall have the same meanings given to them in the act of April
3 14, 1972 (P.L.233, No.64), known as The Controlled Substance,
4 Drug, Device and Cosmetic Act.

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