

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1985 Session of
1999

INTRODUCED BY GLADECK, BELARDI, BELFANTI, BUNT, BUXTON,
CALTAGIRONE, CAWLEY, L. I. COHEN, CORNELL, CURRY, DALEY,
HALUSKA, HARHAI, KENNEY, KREBS, MARKOSEK, PIPPY, PISTELLA,
ROSS, WALKO, WOGAN, WOJNAROSKI, YOUNGBLOOD AND ALLEN,
OCTOBER 20, 1999

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 20, 1999

AN ACT

1 Amending Title 71 (State Government) of the Pennsylvania
2 Consolidated Statutes, further providing for the definition
3 of "enforcement officer."

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

6 Section 1. The definition of "enforcement officer" in
7 section 5102 of Title 71 of the Pennsylvania Consolidated
8 Statutes is amended to read:

9 § 5102. Definitions.

10 The following words and phrases as used in this part, unless
11 a different meaning is plainly required by the context, shall
12 have the following meanings:

13 * * *

14 "Enforcement officer."

15 (1) Any enforcement officer or investigator of the
16 Pennsylvania Liquor Control Board who is a peace officer
17 vested with police power and authority throughout the

1 Commonwealth and any administrative or supervisory employee
2 of the Pennsylvania Liquor Control Board vested with police
3 power who is charged with the administration or enforcement
4 of the liquor laws of the Commonwealth.

5 (2) Special agents, narcotics agents, asset forfeiture
6 agents, medicaid fraud agents and senior investigators
7 hazardous waste prosecutions unit, classified as such and
8 employed by the Office of Attorney General who have within
9 the scope of their employment as law enforcement officers the
10 power to enforce the law and make arrests under the authority
11 of the act of October 15, 1980 (P.L.950, No.164), known as
12 the Commonwealth Attorneys Act.

13 (3) Parole agents, classified as such by the Executive
14 Board and employed by the Pennsylvania Board of Probation and
15 Parole.

16 (4) Waterways conservation officers and other
17 commissioned law enforcement personnel employed by the
18 Pennsylvania Fish and Boat Commission who have and exercise
19 the same law enforcement powers as waterways conservation
20 officers. This paragraph shall not apply to deputy waterways
21 conservation officers.

22 (5) Employees of the Department of Revenue who are
23 designated by the Secretary of Revenue as revenue agents and
24 vested with police powers under the authority of 75 Pa.C.S.
25 §§ 6117 (relating to authority of qualified employees of
26 department and Department of Revenue), 9019 (relating to
27 diesel fuel importers and transporters; prohibiting use of
28 dyed diesel fuel on highways; violations and penalties) and
29 9403 (relating to revenue agents; powers), and any
30 administrative or supervisory employee of the Department of

1 Revenue vested with police powers who is charged with the
2 administration or enforcement of the revenue laws of this
3 Commonwealth.

4 * * *

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