

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 714 Session of 2009

INTRODUCED BY KORTZ, BARRAR, BENNINGHOFF, BEYER, BOBACK, BOYD, CASORIO, DALEY, FLECK, GEIST, GIBBONS, HORNAMAN, MANN, MOUL, MURT, O'NEILL, READSHAW, SABATINA, SCAVELLO AND SIPTROTH, MARCH 4, 2009

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 4, 2009

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 municipal corporation portion of fines.

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

6 Section 1. Section 3573 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 3573. Municipal corporation portion of fines, etc.

9 * * *

10 (c.1) Police services.--

11 (1) A municipal corporation shall be reimbursed for
12 eligible police services performed by the police department
13 of the municipal corporation by individuals who are convicted
14 of and sentenced for a felony.

15 (2) Rate of reimbursement for eligible police services
16 shall be set as follows:

17 (i) Actual mileage for travel by motor vehicle shall

1 be reimbursed at a rate equal to the highest rate allowed
2 by the Internal Revenue Service. If travel is by other
3 than motor vehicle, reimbursement shall be for actual
4 vouchered travel expenses. If more than one defendant is
5 transported simultaneously, reimbursements shall be for
6 actual miles traveled, and the travel cost shall be
7 divided between or among the defendants who are convicted
8 and sentenced.

9 (ii) Actual time for which the defendant is in
10 custody under the authority of the police department and
11 for attending an arraignment or court hearing for an
12 official purpose related to the prosecution of the
13 defendant shall be reimbursed at a rate of \$13 per hour.
14 If more than one defendant is in custody for the same
15 incident simultaneously or if attendance is required at
16 an arraignment or court hearing for an official purpose
17 related to the prosecution of more than one defendant
18 simultaneously, reimbursements shall be for actual time,
19 and the cost shall be divided between or among the
20 defendants who are convicted and sentenced.

21 (3) As used in this section, "eligible police services"
22 shall mean time and mileage associated with:

23 (i) Taking a defendant into custody.

24 (ii) Transporting a defendant from where the
25 defendant is taken into custody to where the defendant is
26 transferred to another authority or released.

27 (iii) Attending an arraignment or court hearing for
28 an official purpose related to the prosecution of the
29 defendant.

30 * * *

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