

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1129 Session of  
2009INTRODUCED BY D. WHITE, ALLOWAY, RAFFERTY, STOUT, KITCHEN,  
TOMLINSON, WASHINGTON, EARLL AND BOSCOLA, OCTOBER 26, 2009

SENATOR PIPPY, LAW AND JUSTICE, AS AMENDED, OCTOBER 12, 2010

## AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for the offense of  
3 carrying a false identification card.

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

6 Section 1. Section 6310.3 of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended by adding ~~subsections A~~ ←  
8 SUBSECTION to read:

9 § 6310.3. Carrying a false identification card.

10 \* \* \*

11 ~~(f) Confiscation. Any person authorized to sell~~ ←

12 ~~(F) CONFISCATION.--~~ ←

13 (1) ANY PERSON WHO:

14 (I) IS AUTHORIZED TO SELL liquor or malt or brewed  
15 beverages under the act of April 12, 1951 (P.L.90,  
16 No.21), known as the Liquor Code, or an agent, employee ←  
17 or representative of the person, shall; AND ←

18 (II) VERIFIES THE AGES OF PURCHASERS OF LIQUOR OR

MALT OR BREWED BEVERAGES BY PLACING IDENTIFICATION CARDS  
THROUGH AN ELECTRONIC SCANNER

MAY confiscate an identification card that has been presented  
for the purposes of obtaining liquor or malt or brewed  
beverages when there is a reasonable suspicion that a person  
has presented an identification card as described in  
subsection (a).

(2) The identification card confiscated under this  
subsection shall be submitted to law enforcement personnel  
WITHIN 48 HOURS to make a determination of the validity of  
the identification card presented. The confiscation shall not  
impose civil or criminal liability upon an individual  
confiscating the identification card.

(g) Detention.

(1) Any person authorized to sell liquor or malt or  
brewed beverages under the Liquor Code, or an agent, employee  
or representative of the person, who has probable cause to  
believe that an individual has attempted to obtain liquor or  
malt or brewed beverages by using an identification card as  
described in subsection (a) may detain the individual in a  
reasonable manner for a reasonable time on or near the  
premises for any of the following purposes:

(i) To require the individual to identify himself.

(ii) To verify the identification.

(iii) To inform a peace officer so that criminal  
proceedings under this subchapter may be instituted.

(2) The detention under paragraph (1) shall not impose  
civil or criminal liability upon the peace officer or the  
person detaining the individual.

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