

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1578 Session of
2012

INTRODUCED BY LEACH, ALLOWAY, FARNESE, FERLO, FONTANA, BREWSTER,
BOSCOLA AND WOZNIAK, AUGUST 14, 2012

REFERRED TO JUDICIARY, AUGUST 14, 2012

AN ACT

1 Amending Title 12 (Commerce and Trade) of the Pennsylvania
2 Consolidated Statutes, prohibiting the sale of shark fins;
3 and imposing a penalty.

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

6 Section 1. Title 12 of the Pennsylvania Consolidated
7 Statutes is amended by adding a chapter to read:

8 CHAPTER 55

9 PROHIBITION ON

10 THE SALE OF SHARK FINS

11 Sec.

12 5501. Definitions.

13 5502. Prohibition.

14 5503. Penalty.

15 § 5501. Definitions.

16 The following words and phrases when used in this chapter
17 shall have the meanings given to them in this section unless the
18 context clearly indicates otherwise:

1 "Shark fin." The raw, dried or otherwise processed detached
2 fin or the raw, dried or otherwise processed detached tail of an
3 elasmobranch. The term does not include a drug approved by the
4 Food and Drug Administration of the Department of Health and
5 Human Services of the United States.

6 § 5502. Prohibition.

7 (a) Prohibition.--Except as provided in subsection (b), a
8 person may not possess, sell, offer for sale, trade or
9 distribute a shark fin.

10 (b) Exceptions.--

11 (1) Possession of a shark fin is permissible if:

12 (i) the shark was landed under a license from
13 another state; and

14 (ii) it is being possessed in this Commonwealth for
15 taxidermy.

16 (2) Before September 1, 2013, a restaurant may possess,
17 sell, offer for sale, trade or distribute shark fin that:

18 (i) is prepared for consumption; and

19 (ii) the restaurant possesses prior to September 2,
20 2012.

21 § 5503. Penalty.

22 A person who violates section 5502 (relating to prohibition)
23 commits a misdemeanor of the third degree. Each shark fin
24 possessed, sold, offered for sale or purchased in violation of
25 section 5502 is a separate offense.

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