

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 702 Session of
1995

INTRODUCED BY HECKLER, DAWIDA, BRIGHTBILL, STEWART, AFFLERBACH,
JONES, FUMO, SCHWARTZ, TARTAGLIONE, HUGHES AND WILLIAMS,
MARCH 7, 1995

REFERRED TO LAW AND JUSTICE, MARCH 7, 1995

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," further providing for the
21 collection of information on crimes relating to sexual
22 orientation.

23 The General Assembly of the Commonwealth of Pennsylvania
24 hereby enacts as follows:

25 Section 1. Section 710(i) of the act of April 9, 1929
26 (P.L.177, No.175), known as The Administrative Code of 1929,
27 amended October 3, 1986 (P.L.1414, No.129), is amended to read:

1 Section 710. Pennsylvania State Police.--The Pennsylvania
2 State Police shall have the power and its duty shall be:

3 * * *

4 (i) To collect information relating to crimes and incidents
5 related to the actual or perceived race, color, religion [or],
6 national origin or sexual orientation of individuals or groups,
7 which shall be reported monthly by all local law enforcement
8 agencies and the State Fire Marshal. Any information, records
9 and statistics collected in accordance with this subsection
10 shall be available for use by any agency required to furnish
11 information, to the extent that such information is reasonably
12 necessary or useful to such agency in carrying out the duties
13 imposed on it by law. The Commissioner of the Pennsylvania State
14 Police may, by regulation, establish such conditions for the use
15 or availability of such information as may be necessary to its
16 preservation, the protection of confidential information, or the
17 circumstances of a pending prosecution. For purposes of this
18 clause, the term "sexual orientation" shall mean homosexuality,
19 heterosexuality or bisexuality.

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