

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 196 Session of
1993

INTRODUCED BY DEMPSEY, DeWEESE, FAIRCHILD, TRELLO, PHILLIPS,
CLYMER, PICCOLA, CESSAR, PESCI, STABACK, GEIST, SCHULER,
REBER, FAJT, BELFANTI AND STERN, FEBRUARY 3, 1993

REFERRED TO COMMITTEE ON RULES, FEBRUARY 3, 1993

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, providing for retail
3 theft dispositions for minors.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 9729.1. Retail theft dispositions for minors.

9 (a) General rule.--In a prosecution under 18 Pa.C.S. §
10 3929(b)(1)(i) or (iii) (relating to retail theft), the court
11 may, in lieu of further proceedings, permit an eligible offender
12 to complete a program on values education approved by the court
13 of common pleas in the judicial district. An eligible offender
14 shall not be required to plead guilty or no contest to be
15 accepted into the program.

16 (b) Effect.--Acceptance into a values program under
17 subsection (a) shall be considered a first offense for purposes
18 of grading subsequent offenses under 18 Pa.C.S. § 3929(b).

1 (c) Definitions.--As used in this section, the term
2 "eligible offender" means an offender who:
3 (1) is under 16 years of age; and
4 (2) has not previously received disposition under this
5 section.

6 Section 2. The addition of 42 Pa.C.S. § 9729.1 shall apply
7 to prosecutions initiated on or after the effective date of this
8 act.

9 Section 3. This act shall take effect in 60 days.