

THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

No. 449 Session of  
1993

INTRODUCED BY PESCI, BROWN, TIGUE, JAROLIN, MIHALICH, BELFANTI,  
CORRIGAN, GEIST, DRUCE, STURLA, YEWIC, KELLER, DALEY,  
CIVERA, MERRY, J. TAYLOR, BATTISTO, DeLUCA, PISTELLA, KING  
AND ROONEY, MARCH 15, 1993

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 15, 1993

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for the grading of  
3 retail theft.

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

6 Section 1. Section 3929(b) of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 3929. Retail theft.

9 \* \* \*

10 (b) Grading.--

11 (1) Retail theft constitutes a:

12 (i) Summary offense when the offense is a first  
13 offense and the value of the merchandise is less than  
14 \$150.

15 (ii) Misdemeanor of the second degree when the  
16 offense is a second offense and the value of the  
17 merchandise is less than \$150.

1           (iii) Misdemeanor of the first degree when the  
2           offense is a first or second offense and the value of the  
3           merchandise is \$150 or more.

4           (iv) Felony of the third degree when the retail  
5           theft involves a firearm or when the offense is a third  
6           or subsequent offense, regardless of the value of the  
7           merchandise.

8           (2) Amounts involved in retail thefts committed pursuant  
9           to one scheme or course of conduct, whether from the same  
10          store or retail mercantile establishment or several stores or  
11          retail mercantile establishments, may be aggregated in  
12          determining the grade of the offense.

13          \* \* \*

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