

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2091 Session of
1993

INTRODUCED BY CALTAGIRONE, BIRMELIN, DALEY, CLARK, DERMODY,
L. I. COHEN, GRUITZA, MASLAND, HUGHES, LEH, JAMES,
D. W. SNYDER, LaGROTTA, WOGAN, McNALLY, YANDRISEVITS AND
ACOSTA, SEPTEMBER 29, 1993

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 29, 1993

AN ACT

1 Amending the act of October 4, 1978 (P.L.876, No.169), entitled
2 "An act establishing the Pennsylvania Crime Commission and
3 providing for its powers and duties," eliminating the annual
4 report requirement; and providing for certain reports to the
5 Judiciary Committee of the Senate and the Judiciary Committee
6 of the House of Representatives.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Section 4 of the act of October 4, 1978 (P.L.876,
10 No.169), known as the Pennsylvania Crime Commission Act, amended
11 April 30, 1986 (P.L.132, No.40), is amended to read:

12 Section 4. Powers and duties.

13 The Pennsylvania Crime Commission shall have the power and
14 its duty shall be:

15 (1) To inquire into organized crime and activities of
16 persons engaged in or associated with organized crime.

17 (2) To inquire into public corruption and the activities
18 of persons engaged in and associated with public corruption.

19 (3) To make a detailed written report of every completed

1 investigation which may include recommendation for
2 legislative or administrative action.

3 (4) To account to the Governor, the Auditor General and
4 the General Assembly at the end of each fiscal year for all
5 moneys received and disbursed.

6 [(5) To submit, during April of each calendar year, an
7 annual report on the status of organized crime in the
8 Commonwealth to a joint public hearing of the Judiciary
9 Committee of the Senate and the House of Representatives.]

10 (5) To report to the Judiciary Committee of the Senate
11 and the House of Representatives on a quarterly basis. These
12 reports shall contain information on the activities of the
13 commission during the preceding calendar quarter. In addition
14 the commission shall submit other reports prepared pursuant
15 to this section and to present said reports at public
16 hearings of the committees of the Senate and the House of
17 Representatives having oversight responsibilities or
18 appropriate legislative jurisdiction of the subject matter of
19 said reports.

20 (6) Through its chairman, to call upon the department
21 heads of State Government and State agencies for such
22 information and assistance as is needed to carry out the
23 functions of the commission.

24 (7) To require the attendance and testimony of witnesses
25 and the production of documentary evidence relative to any
26 investigation which the commission may conduct in accordance
27 with the powers given it. Such subpoenas shall be signed by
28 the chairman, the executive director and two commissioners
29 and shall be served by any person authorized to serve
30 subpoenas under the laws of the Commonwealth.

1 (8) To appoint and fix the compensation of an executive
2 director who shall devote his full time to the general
3 supervision of all investigations and proceedings by the
4 commission.

5 (9) To appoint and fix the compensation of such other
6 employees as the commission may from time to time find
7 necessary for the proper performance of the functions of the
8 commission. Investigative employees of the commission shall
9 be deemed law enforcement officers.

10 (10.1) To promulgate and publish rules and regulations,
11 including those regulations controlling or defining the:

12 (i) Calling of meetings.

13 (ii) Investigative responsibilities of commission
14 members.

15 (iii) Written procedures to be utilized by the
16 commission's investigative management staff in planning
17 and supervising investigations and inquiries.

18 (iv) Dissemination of materials, including
19 dissemination to the Governor and members or committees
20 of the General Assembly.

21 (v) Appropriate use of commission property,
22 including all vehicles.

23 (vi) Maintenance of confidentiality of information.

24 (vii) All other procedures and acts as are necessary
25 for the proper functioning of the commission.

26 (11) To perform such other acts as are necessary for the
27 proper functioning of the commission.

28 Section 2. This act shall take effect immediately.