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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2389 Session of  
2004

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INTRODUCED BY McILHINNEY, THOMAS, ADOLPH, ARGALL, BALDWIN,  
BARRAR, BELFANTI, BENNINGHOFF, CAPPELLI, CORRIGAN, CREIGHTON,  
CRUZ, DONATUCCI, GEIST, GEORGE, GERGELY, GOODMAN, HALUSKA,  
HARHAI, HARRIS, HENNESSEY, HORSEY, JOSEPHS, KELLER, KILLION,  
LEDERER, R. MILLER, S. MILLER, O'NEILL, PALLONE, PAYNE,  
REICHLEY, SCAVELLO, TIGUE, WALKO, WATSON AND MILLARD,  
MARCH 8, 2004

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REFERRED TO COMMITTEE ON JUDICIARY, MARCH 8, 2004

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AN ACT

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

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

5 Section 1. The definitions of "restitution" and "victim" in  
6 section 1106(h) of Title 18 of the Pennsylvania Consolidated  
7 Statutes are amended to read:

8 § 1106. Restitution for injuries to person or property.

9 \* \* \*

10 (h) Definitions.--As used in this section, the following  
11 words and phrases shall have the meanings given to them in this  
12 subsection:

13 \* \* \*

14 "Restitution." The return of the property of the victim or  
15 payments in cash or the equivalent thereof pursuant to an order

1 of the court. The term includes reimbursement of a public agency  
2 for the cost of any undercover buy money expense.

3 "Victim." As defined in section 479.1 of the act of April 9,  
4 1929 (P.L.177, No.175), known as The Administrative Code of  
5 1929. The term includes [the]:

6 (1) The Crime Victim's Compensation Fund if compensation  
7 has been paid by the Crime Victim's Compensation Fund to the  
8 victim [and any].

9 (2) Any insurance company that has compensated the victim  
10 for loss under an insurance contract.

11 (3) A public agency that has not recovered undercover  
12 buy money used in connection with the crime for which the  
13 offender is being sentenced.

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