

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 668 Session of  
2003

INTRODUCED BY COSTA, MELLOW, LOGAN, WAGNER, KUKOVICH, O'PAKE,  
KITCHEN, BOSCOLA, SCHWARTZ, STOUT, WAUGH, PILEGGI, WOZNIAK,  
C. WILLIAMS AND KASUNIC, APRIL 24, 2003

SENATOR THOMPSON, APPROPRIATIONS, RE-REPORTED AS AMENDED,  
MAY 10, 2004

## AN ACT

1 Establishing a uniform crime reporting program; requiring all  
2 county and municipal law enforcement agencies to report  
3 certain information occurring within the respective  
4 jurisdictions; IMPOSING DUTIES ON THE PENNSYLVANIA COMMISSION <—  
5 ON CRIME AND DELINQUENCY; and authorizing the Pennsylvania  
6 State Police to collect and gather information on crime and  
7 make annual reports.

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

10 Section 1. Short title.

11 This act shall be known and may be cited as the Pennsylvania  
12 Uniform Crime Reporting Act.

13 Section 2. Definitions.

14 The following words and phrases when used in this act shall  
15 have the meanings given to them in this section unless the  
16 context clearly indicates otherwise:

17 "Act." The Pennsylvania Uniform Crime Reporting Act.

18 "Pennsylvania Uniform Crime Reporting (UCR) Program." A  
19 program established by law which provides a Statewide view of

1 crime trends and volume based on the contribution of statistics  
2 by law enforcement agencies throughout this Commonwealth.

3 "Pennsylvania Uniform Crime Reporting System" or "PAUCRS." A  
4 Web Wide Web-based data collection and dissemination system used  
5 to facilitate operation of the Pennsylvania Uniform Crime  
6 Reporting Program.

7 "State, county and local law enforcement agencies." The  
8 Pennsylvania State Police and any city, borough, town, township  
9 or county police agency or organization that possesses general  
10 police powers and is charged with making arrests in connection  
11 with the enforcement of criminal or traffic laws and employs law  
12 enforcement officers duly certified under the former act of June  
13 18, 1974 (P.L.359, No.120), referred to as the Municipal Police  
14 Education and Training Law, or 53 Pa.C.S. Ch. 21 Subch. D  
15 (relating to Municipal Police Education and Training).  
16 Section 3. Establishment of Pennsylvania Uniform Crime  
17 Reporting Program.

18 (A) PROGRAM.--A Pennsylvania Uniform Crime Reporting Program <—  
19 shall be established under the direction, control and  
20 supervision of the Pennsylvania State Police. The Pennsylvania  
21 State Police shall have the power and duty, ~~by~~ TO PROMULGATE <—  
22 such rules and regulations PURSUANT TO THE ACT OF JUNE 25, 1982 <—  
23 (P.L.633, NO.181), KNOWN AS THE REGULATORY REVIEW ACT, as the  
24 Pennsylvania State Police may deem necessary, to collect and  
25 gather the information from State, county and local law  
26 ~~enforcement agencies as may be prescribed in this act. This~~ <—  
27 ~~program shall include a procedure for notifying county and local~~  
28 ~~law enforcement agencies that are not compliant with their~~  
29 ~~reporting requirements that they are ineligible to receive any~~  
30 ENFORCEMENT AGENCIES AS MAY BE PRESCRIBED IN THIS ACT. <—

(B) NOTIFICATION.--THIS PROGRAM SHALL INCLUDE A PROCEDURE  
FOR NOTIFYING:

(1) COUNTY AND LOCAL LAW ENFORCEMENT AGENCIES THAT ARE  
NOT COMPLIANT WITH THEIR REPORTING REQUIREMENTS;

(2) THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS AND  
THE PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY OF THE  
FAILURE OF A COUNTY OR LOCAL LAW ENFORCEMENT AGENCY TO COMPLY  
WITH THE REQUIREMENTS IN SECTION 4 AND OF THE IMPOSITION OF  
THE PENALTY PROVISIONS CONTAINED IN SUBSECTION (C); AND

(3) THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS AND  
THE PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY WHEN A  
DELINQUENT COUNTY OR LOCAL LAW ENFORCEMENT AGENCY BECOMES  
COMPLIANT WITH THE REQUIREMENTS OF SECTION 4 AND IS NO LONGER  
SUBJECT TO THE IMPOSITION OF THE PENALTY PROVISIONS CONTAINED  
IN SUBSECTION (C).

(C) PENALTIES.--ANY COUNTY OR LOCAL LAW ENFORCEMENT AGENCY  
THAT FAILS TO COMPLY WITH THE REQUIREMENTS IN SECTION 4 WITHIN  
30 DAYS OF THE DATE OF THE MAILING OF NOTIFICATION PURSUANT TO  
SUBSECTION (B) SHALL BE INELIGIBLE TO RECEIVE ANY portion of  
fines collected and distributed under 42 Pa.C.S. Ch. 35, Subch.  
E (relating to fines, etc.) or any grant administered by the  
Pennsylvania Commission on Crime and Delinquency.

(D) DISPOSITION OF FORFEITED FUNDS UNDER SUBSECTION (C).--  
ALL FUNDS FORFEITED UNDER SUBSECTION (C) SHALL BE TRANSMITTED TO  
THE COMMONWEALTH FOR DEPOSIT IN THE SAME MANNER AND TO THE SAME  
FUNDS AS PURSUANT TO 42 PA.C.S. § 3571 (RELATING TO COMMONWEALTH  
PORTION OF FINES, ETC.).

SECTION 3.1. COLLECTION OF PENALTY.

(A) GENERAL RULE.--UPON RECEIPT OF NOTICE PURSUANT TO  
SECTION 3(B)(2), THE ADMINISTRATIVE OFFICE OF PENNSYLVANIA

1 COURTS SHALL DIRECT THE APPROPRIATE COURTS OF JURISDICTION TO  
2 WITHHOLD ALL FINES, FEES AND PENALTIES DUE THE DELINQUENT LAW  
3 ENFORCEMENT AGENCY FOR THE PERIOD OF NONCOMPLIANCE AND SHALL  
4 DIRECT THAT ALL SUCH FUNDS SHALL BE DEPOSITED IN ACCORDANCE WITH  
5 SECTION 3(D).

6 (B) GRANTS.--THE PENNSYLVANIA COMMISSION ON CRIME AND  
7 DELINQUENCY SHALL, UPON RECEIPT OF NOTICE PURSUANT TO SECTION  
8 3(B)(2), SUSPEND THE PROCESSING OR AWARD OF GRANTS TO A  
9 DELINQUENT LAW ENFORCEMENT AGENCY FOR THE PERIOD OF  
10 NONCOMPLIANCE.

11 Section 4. Monthly contribution.

12 All State, county and local law enforcement agencies shall  
13 contribute statistical information related to number and nature  
14 of offenses occurring within their respective jurisdictions, the  
15 disposition of such matters, and such other related information  
16 as the Pennsylvania State Police may require. Such contributions  
17 shall be consistent with established UCR guidelines, in a manner  
18 as prescribed by the Pennsylvania State Police, and shall  
19 reflect monthly increments.

20 Section 5. Compilation of statistics.

21 Upon receipt of the information, the Pennsylvania State  
22 Police shall have such data collated and formulated and shall  
23 compile such statistics as the Pennsylvania State Police may  
24 deem necessary to present a proper depiction of the nature and  
25 volume of crime within this Commonwealth.

26 Section 6. Annual report.

27 The Pennsylvania State Police shall electronically publish an  
28 annual report containing results of the information gathered and  
29 collated for access by the Governor, the General Assembly, the  
30 Attorney General and the public through the PAUCRS.

1 Section 7. Dissemination of law enforcement agency information.

2 Annually, or at intervals as requested by the Pennsylvania  
3 State Police, the Municipal Police Officers' Education and  
4 Training Commission shall provide the Pennsylvania State Police  
5 with information related to those Pennsylvania law enforcement  
6 agencies known to be in existence. Such information shall be  
7 correlated with UCR data on file to identify law enforcement  
8 agencies with incomplete data. A listing of such law enforcement  
9 agencies shall be included in the annual report. A current  
10 listing of such agencies shall also be made available for timely  
11 public access through the output reporting capabilities of the  
12 PAUCRS.

13 Section 8. Repeal.

14 All acts and parts of acts are repealed insofar as they are  
15 inconsistent with this act.

16 Section 9. Implementation.

17 Implementation of the provisions of this act by the  
18 Pennsylvania State Police is contingent upon the availability of  
19 funding to facilitate changes as may be required in the  
20 Pennsylvania UCR Program and the Pennsylvania Uniform Crime  
21 Reporting System.

22 Section 10. Effective date.

23 This act shall take effect in 60 days.