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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL**

**No. 1617** Session of  
2007

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INTRODUCED BY O'NEILL, DIGIROLAMO, BLACKWELL, BOYD, CASORIO,  
COSTA, EVERETT, FLECK, GEIST, GINGRICH, M. KELLER, KORTZ,  
LONGIETTI, MOUL, MUNDY, PHILLIPS, SAYLOR, SCHRODER, STAIRS,  
J. TAYLOR, THOMAS AND TRUE, JUNE 25, 2007

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REFERRED TO COMMITTEE ON JUDICIARY, JUNE 25, 2007

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, making an editorial change; and  
3 further providing for contraband.

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

6 Section 1. The heading of Subchapter B of Chapter 51 of  
7 Title 18 of the Pennsylvania Consolidated Statutes is amended to  
8 read:

9 SUBCHAPTER B

10 ESCAPE AND CONTRABAND

11 Section 2. Section 5123(c) of Title 18 is amended to read:

12 § 5123. Contraband.

13 \* \* \*

14 (c) Contraband other than controlled substance.--A person  
15 commits a misdemeanor of the first degree if he sells, gives or  
16 furnishes to any convict in a prison, or inmate in a mental  
17 hospital, or gives away in or brings into any prison, mental

1 hospital, or any building appurtenant thereto, or on the land  
2 granted to or owned or leased by the Commonwealth or county for  
3 the use and benefit of the prisoners or inmates, or puts in any  
4 place where it may be secured by a convict of a prison, inmate  
5 of a mental hospital, or employee thereof, any of the following:

6       (1) Any kind of spirituous or fermented liquor, medicine  
7 or poison (except the ordinary hospital supply of the prison  
8 or mental hospital) without a written permit signed by the  
9 physician of such institution, specifying the quantity and  
10 quality of the substance which may be furnished to any  
11 convict, inmate or employee in the prison or mental hospital,  
12 the name of the prisoner, inmate or employee for whom, and  
13 the time when the same may be furnished, which permit shall  
14 be delivered to and kept by the warden or superintendent of  
15 the prison or mental hospital.

16       (2) Any item designated by the Secretary of Corrections  
17 or the facility manager as a prohibited item.

18 \* \* \*

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