

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2634 Session of
2008

INTRODUCED BY J. TAYLOR, THOMAS, BAKER, BEYER, BOYD, BRENNAN,
CARROLL, CASORIO, CLYMER, CUTLER, DeLUCA, DENLINGER, GEIST,
GRELL, HENNESSEY, HERSHEY, HESS, HICKERNELL, JAMES, KENNEY,
KORTZ, KOTIK, LONGIETTI, MANN, MARKOSEK, MARSHALL, R. MILLER,
MILNE, MOUL, MYERS, NAILOR, M. O'BRIEN, O'NEILL, PAYNE,
PETRONE, PHILLIPS, PYLE, READSHAW, REICHLEY, ROCK, RUBLEY,
SIPTROTH, SOLOBAY, TRUE, WATSON, YOUNGBLOOD, SWANGER AND
MURT, JUNE 13, 2008

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 13, 2008

AN ACT

1 Amending the act of April 14, 1972 (P.L.233, No.64), entitled
2 "An act relating to the manufacture, sale and possession of
3 controlled substances, other drugs, devices and cosmetics;
4 conferring powers on the courts and the secretary and
5 Department of Health, and a newly created Pennsylvania Drug,
6 Device and Cosmetic Board; establishing schedules of
7 controlled substances; providing penalties; requiring
8 registration of persons engaged in the drug trade and for the
9 revocation or suspension of certain licenses and
10 registrations; and repealing an act," further providing for
11 prohibited acts and penalties.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 13(g) of the act of April 14, 1972
15 (P.L.233, No.64), known as "The Controlled Substance, Drug,
16 Device and Cosmetic Act," amended December 14, 1984 (P.L.988,
17 No.200), is amended and subsection (a) is amended by adding a
18 clause to read:

19 Section 13. Prohibited Acts; Penalties.--(a) The following

1 acts and the causing thereof within the Commonwealth are hereby
2 prohibited:

3 * * *

4 (39) The manufacture, sale or delivery, holding, offering
5 for sale or possession of any candy, confection or other
6 ingestible or potable material containing hemp or any component
7 of hemp.

8 * * *

9 (g) Any person who violates clause (31) or (39) of
10 subsection (a) is guilty of a misdemeanor and upon conviction
11 thereof shall be sentenced to imprisonment not exceeding thirty
12 days, or to pay a fine not exceeding five hundred dollars
13 (\$500), or both.

14 * * *

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