

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1216 Session of  
2007

INTRODUCED BY KITCHEN, TARTAGLIONE, HUGHES, FUMO AND STACK,  
DECEMBER 10, 2007

REFERRED TO JUDICIARY, DECEMBER 10, 2007

AN ACT

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

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

6 Section 1. Section 911(h)(1) of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 911. Corrupt organizations.

9 \* \* \*

10 (h) Definitions.--As used in this section:

11 (1) "Racketeering activity" means all of the following:

12 (i) An act which is indictable under any of the  
13 following provisions of this title:

14 Chapter 25 (relating to criminal homicide)

15 Section 2706 (relating to terroristic threats)

16 Chapter 29 (relating to kidnapping)

17 Chapter 30 (relating to trafficking of persons)

18 Chapter 33 (relating to arson, criminal mischief)

1 and other property destruction)

2 Chapter 37 (relating to robbery)

3 Chapter 39 (relating to theft and related  
4 offenses)

5 Section 4108 (relating to commercial bribery and  
6 breach of duty to act disinterestedly)

7 Section 4109 (relating to rigging publicly  
8 exhibited contest)

9 Section 4117 (relating to insurance fraud)

10 Chapter 47 (relating to bribery and corrupt  
11 influence)

12 Chapter 49 (relating to falsification and  
13 intimidation)

14 Section 5111 (relating to dealing in proceeds of  
15 unlawful activities)

16 Section 5512 (relating to lotteries, etc.)

17 Section 5513 (relating to gambling devices,  
18 gambling, etc.)

19 Section 5514 (relating to pool selling and  
20 bookmaking)

21 Chapter 59 (relating to public indecency).

22 (ii) An offense indictable under section 13 of the  
23 act of April 14, 1972 (P.L.233, No.64), known as The  
24 Controlled Substance, Drug, Device and Cosmetic Act  
25 [(relating to the sale and dispensing of narcotic  
26 drugs)].

27 (iii) A conspiracy to commit any of the offenses set  
28 forth in [subparagraph] subparagraphs (i), (ii) and (v).

29 (iv) The collection of any money or other property  
30 in full or partial satisfaction of a debt which arose as

1 the result of the lending of money or other property at a  
2 rate of interest exceeding 25% per annum or the  
3 equivalent rate for a longer or shorter period, where not  
4 otherwise authorized by law.

5 (v) An offense indictable under 4 Pa.C.S. Pt. II  
6 (relating to gaming).

7 (vi) Knowingly and intentionally selling, delivering  
8 or transferring a firearm, as defined in section 6102  
9 (relating to definitions), to any person, purchaser or  
10 transferee who is unqualified or ineligible to control,  
11 possess or use a firearm under Ch. 61 (relating to  
12 firearms and other dangerous articles).

13 An act which otherwise would be considered racketeering  
14 activity by reason of the application of this paragraph,  
15 shall not be excluded from its application solely because the  
16 operative acts took place outside the jurisdiction of this  
17 Commonwealth, if such acts would have been in violation of  
18 the law of the jurisdiction in which they occurred.

19 \* \* \*

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