

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1728 Session of
2009

INTRODUCED BY CREIGHTON, DENLINGER, EVERETT, GEIST, METZGAR,
MURT, SIPTROTH AND SWANGER, JUNE 17, 2009

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 17, 2009

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for dealing in
3 proceeds of unlawful activities.

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

6 Section 1. Section 5111(a) and (b) of Title 18 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 5111. Dealing in proceeds of unlawful activities.

9 (a) Offense defined.--

10 (1) A person commits a felony of the first degree if the
11 person conducts a financial transaction under any of the
12 following circumstances:

13 [(1)] (i) With knowledge that the property involved
14 represents the proceeds of unlawful activity, the person
15 acts with the intent to promote the carrying on of the
16 unlawful activity.

17 [(2)] (ii) With knowledge that the property involved
18 represents the proceeds of unlawful activity and that the

transaction is designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the proceeds of unlawful activity.

[(3) To] (2) A person commits a felony of the third degree if the person knowingly conducts a financial transaction to avoid a transaction reporting requirement under State or Federal law.

(b) Penalty.--

(1) Upon conviction of a violation under subsection (a) (1), a person shall be sentenced to a fine of the greater of \$100,000 or twice the value of the property involved in the transaction or to imprisonment for not more than 20 years, or both.

(2) Upon conviction of a violation under subsection (a) (2), a person shall be sentenced to a fine of the greater of \$25,000 or twice the value of the property involved in the transaction or to imprisonment for not more than seven years, or both.

* * *

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