

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1255 Session of
2017

INTRODUCED BY CALTAGIRONE, D. COSTA, MURT, READSHAW, WATSON,
NEILSON AND KINSEY, APRIL 20, 2017

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 20, 2017

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in governance of the
3 system, further providing for criminal laboratory user fee.

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

6 Section 1. Section 1725.3(b)(2) and (c)(1) and (2) of Title
7 42 of the Pennsylvania Consolidated Statutes, amended November
8 3, 2016 (P.L.1094, No.142), are amended to read:

9 § 1725.3. Criminal laboratory user fee.

10 * * *

11 (b) Amount of user fee.--

12 * * *

13 (2) If a Pennsylvania State Police or Office of Attorney
14 General laboratory has provided services in the prosecution,
15 the director or similar officer of the Pennsylvania State
16 Police or Office of Attorney General laboratory shall
17 determine the actual cost of the laboratory services provided
18 in the prosecution and transmit a statement for services

1 rendered to the court.

2 (c) Disposition of fees.--

3 (1) The criminal laboratory user fee for criminal
4 laboratory services provided by a county shall be paid to the
5 county and shall be used solely for operation and maintenance
6 of the county laboratory. The criminal laboratory user fee
7 for criminal laboratory services provided by the Pennsylvania
8 State Police laboratory shall be paid into the Criminal
9 Laboratory User Fee Fund created under paragraph (2)(i).
10 The criminal laboratory user fee for criminal laboratory
11 services provided by the Office of Attorney General shall be
12 paid into the Forensic Analysis Reimbursement Fund created
13 under paragraph (2)(ii).

14 (2) (i) A special nonlapsing fund of the State Treasury
15 is hereby established and shall be known as the Criminal
16 Laboratory User Fee Fund. Money in the Criminal
17 Laboratory User Fee Fund is hereby appropriated to the
18 Pennsylvania State Police and shall be used solely for
19 operation and maintenance of Pennsylvania State Police
20 criminal laboratories.

21 (ii) A special nonlapsing fund of the State Treasury
22 is hereby established and shall be known as the Forensic
23 Analysis Reimbursement Fund. Money in the Forensic
24 Analysis Reimbursement Fund is hereby appropriated to the
25 Office of Attorney General and shall be used solely for
26 the operation and maintenance of Office of Attorney
27 General criminal laboratories.

28 * * *

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