

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2258 Session of 2018

INTRODUCED BY REESE, BARRAR, BERNSTINE, COX, DUNBAR, JOZWIAK, KEEFER, MILLARD, READSHAW, WALSH, WARNER, WHEELAND AND ZIMMERMAN, APRIL 18, 2018

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 18, 2018

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
 2 Pennsylvania Consolidated Statutes, in forfeitures, providing  
 3 for Pennsylvania Game Commission forfeitures.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated  
 7 Statutes is amended by adding a section to read:

8 § 6803. Pennsylvania Game Commission forfeitures.

9 (a) Motion to return seized property.--If the Pennsylvania  
 10 Game Commission seized the property of an individual who is  
 11 suspected of violating a provision of 34 Pa.C.S. (relating to  
 12 game) and the individual is found not guilty of the violation,  
 13 the individual may file a motion for return of the seized  
 14 property under Rule 588 of the Pennsylvania Rules of Criminal  
 15 Procedure before the court of common pleas.

16 (b) Court costs.--If the Pennsylvania Game Commission  
 17 opposes the motion and the court grants the motion in favor of  
 18 the individual, the court shall order the Pennsylvania Game

1 Commission to pay the individual's court costs directly related  
2 to the motion.

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