

CRIMES CODE (18 PA.C.S.) - PUBLIC DRUNKENNESS AND SIMILAR
MISCONDUCT AND PURCHASE, CONSUMPTION, POSSESSION OR
TRANSPORTATION OF LIQUOR OR MALT OR BREWED BEVERAGES
Act of Oct. 25, 2012, P.L. 1663, No. 205 Cl. 18
Session of 2012
No. 2012-205

SB 941

AN ACT

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for public drunkenness and similar misconduct and for purchase, consumption, possession or transportation of liquor or malt or brewed beverages.

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

Section 1. Sections 5505 and 6308(b) of Title 18 of the Pennsylvania Consolidated Statutes are amended to read:
§ 5505. Public drunkenness and similar misconduct.

A person is guilty of a summary offense if he appears in any public place manifestly under the influence of alcohol or a controlled substance, as defined in the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, except those taken pursuant to the lawful order of a practitioner, as defined in The Controlled Substance, Drug, Device and Cosmetic Act, to the degree that he may endanger himself or other persons or property, or annoy persons in his vicinity. **A person convicted of violating this section may be sentenced to pay a fine of not more than \$500 for the first violation and not more than \$1,000 for the second and each subsequent violation .**

§ 6308. Purchase, consumption, possession or transportation of liquor or malt or brewed beverages.

* * *

(b) Penalty.--In addition to the penalty imposed pursuant to section 6310.4 (relating to restriction of operating privileges), a person convicted of violating subsection (a) may be sentenced to pay a fine of not more than \$500 for the **first violation and not more than \$1,000 for the** second and each subsequent violation.

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Section 2. The amendment of 18 Pa.C.S. §§ 5505 and 6308(b) shall apply to offenses committed on or after the effective date of this section.

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

APPROVED--The 25th day of October, A.D. 2012.

TOM CORBETT