

AMENDMENTS TO HOUSE BILL NO. 1655

Sponsor: REPRESENTATIVE KAUFFMAN

Printer's No. 2200

1 Amend Bill, page 1, lines 9 through 18; page 2, line 1; by
2 striking out all of said lines on said pages and inserting
3 § 5562. Concurrent jurisdiction to prosecute.

4 In addition to the authority conferred upon the Attorney
5 General by the act of October 15, 1980 (P.L.950, No.164), known
6 as the Commonwealth Attorneys Act, the Attorney General shall
7 have the authority to investigate and institute criminal
8 proceedings for a felony offense under this subchapter if the
9 Attorney General requests in writing to prosecute the felony
10 offense under this subchapter in a criminal court or juvenile
11 delinquency court and:

12 (1) the district attorney with jurisdiction over the
13 prosecution of the felony offense accepts the request in
14 writing; or

15 (2) all of the following occur:

16 (i) the district attorney with jurisdiction over the
17 prosecution of the felony offense fails to respond to the
18 request within 90 days of the date of the request;

19 (ii) the Attorney General sends a subsequent written
20 request by certified or registered mail to the district
21 attorney; and

22 (iii) the district attorney fails to respond to the
23 subsequent request within 10 days of the date of the
24 subsequent request.