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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 400 Session of  
2023

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INTRODUCED BY KAUFFMAN, PICKETT, JOZWIAK, ZIMMERMAN, ROWE AND  
GILLEN, MARCH 14, 2023

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REFERRED TO COMMITTEE ON JUDICIARY, MARCH 14, 2023

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in proprietary and official rights,  
3 further providing for use of carts, cases, trays, baskets,  
4 boxes and other containers.

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

7 Section 1. Section 6712(h) of Title 18 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 6712. Use of carts, cases, trays, baskets, boxes and other  
10 containers.

11 \* \* \*

12 (h) Penalty.--The following shall apply:

13 (1) A person who violates [this section]:

14 (i) Subsection (e) by taking three or more  
15 containers commits a misdemeanor of the third degree.

16 (ii) Any other subsection commits a summary offense  
17 [and shall, upon conviction, be sentenced to pay a fine  
18 not exceeding \$300 or to imprisonment for not more than  
19 90 days].

1           (2) Each violation shall constitute a separate offense.

2           \* \* \*

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