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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 94

Session of  
1981

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INTRODUCED BY FREIND, MICOZZIE, CIVERA AND ALDEN,  
JANUARY 19, 1981

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REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 19, 1981

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AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, further providing for  
3 arrest powers of municipal police officers and retaining  
4 certain immunities and benefits.

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

7 Section 1. Section 8901 of Title 42, act of November 25,  
8 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated  
9 Statutes, is amended to read:

10 [§ 8901. Intrastate hot pursuit.

11 Any police officer of any political subdivision may arrest  
12 with or without warrant any person beyond the territorial limits  
13 of such political subdivision for a summary or other offense  
14 committed by such person within such political subdivision if  
15 the officer continues in pursuit of such person after commission  
16 of the offense. The police officer shall exercise under this  
17 section only the power of arrest which he would have if he were  
18 acting within the territorial limits of his political

1 subdivision.]

2 § 8901. Statewide municipal police arrest powers.

3 (a) Arrests authorized.--Any police officer of a  
4 municipality may arrest any person who is within the  
5 Commonwealth but beyond the territorial limits of such police  
6 officer's employing municipality in the following cases:

7 (1) If the officer has a warrant, the officer may make  
8 an arrest for any felony or misdemeanor.

9 (2) If the officer has no warrant, but the offense is  
10 committed in his presence, the officer may make an arrest for  
11 any felony or misdemeanor.

12 (3) If the officer has no warrant but the officer has  
13 probable cause, the officer may make an arrest for a felony.

14 (4) If the officer has no warrant but the officer has  
15 probable cause and such arrest without warrant is otherwise  
16 specifically authorized by statute, the officer may make an  
17 arrest for a misdemeanor.

18 (b) Immunities and benefits preserved.--Any police officer  
19 making an arrest pursuant to the authority of this section, and  
20 the employing municipality of such police officer, shall have  
21 the same immunities from liability as would be applicable if  
22 such arrest were made within the employing municipality and such  
23 police officer shall be entitled to the same benefits of  
24 employment as he would possess if acting solely within such  
25 employing municipality.

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