
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 22

Special Session No. 1 of
1995

INTRODUCED BY FLEAGLE, PERZEL, BARLEY, FLICK, FARGO, PITTS,
RYAN, DeLUCA, GIGLIOTTI, COY, GEORGE, O'BRIEN, STERN,
ARMSTRONG, STAIRS, E. Z. TAYLOR, NYCE, HERSHEY, MERRY,
NAILOR, GEIST, HARHART, GODSHALL, RAYMOND, KELLER, BUTKOVITZ,
LEDERER, CHADWICK, GLADECK, BLAUM, BATTISTO, TRELLO, GAMBLE,
TANGRETTI, PISTELLA, McGEEHAN, STRITTMATTER, PICCOLA,
WOZNIAK, SEMMEL, CLARK, S. H. SMITH, HASAY, LYNCH, CORNELL,
FEESE, TRUE, ARGALL, L. I. COHEN, FICHTER, HUTCHINSON, WOGAN,
BIRMELIN, SCHULER, PLATTS, J. TAYLOR, STISH, SAYLOR, RUBLEY,
MILLER, DEMPSEY, SAINATO, COLAIZZO, TRAVAGLIO, WAUGH, BROWN,
PETRARCA, BROWNE, WALKO, LEH, TULLI, D. W. SNYDER, PHILLIPS
AND SHEEHAN, FEBRUARY 1, 1995

SENATOR TILGHMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, JUNE 20, 1995

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, providing for arrest
3 without warrant.

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 ~~§ 8902. Arrest without warrant.~~ <—

9 ~~A police officer, sheriff of a county of the second class and~~ <—

10 ~~deputy sheriff of a county of the second class LAW ENFORCEMENT~~ <—

11 ~~OFFICER shall have the right of arrest without warrant upon~~

12 ~~probable cause for any of the following offenses:~~

~~(1) UNDER TITLE 18:~~

<—

~~18 Pa.C.S. § 3304 (relating to criminal mischief).~~

~~18 Pa.C.S. § 3305 (relating to injuring or tampering with
fire apparatus, hydrants, etc.).~~

~~18 Pa.C.S. § 3306 (relating to unauthorized use or
opening of fire hydrants).~~

~~18 Pa.C.S. § 3307 (relating to institutional vandalism).~~

~~18 Pa.C.S. § 5503 (relating to disorderly conduct).~~

~~18 Pa.C.S. § 5505 (relating to public drunkenness).~~

~~18 Pa.C.S. § 5506 (relating to loitering and prowling at
night time).~~

~~18 Pa.C.S. § 5507 (relating to obstructing highways and
other public passages).~~

~~18 Pa.C.S. § 5509 (relating to desecration of venerated
objects).~~

~~18 Pa.C.S. § 5901 (relating to open lewdness).~~

~~18 Pa.C.S. § 5902 (relating to prostitution and related
offenses).~~

~~18 Pa.C.S. § 6307 (relating to misrepresentation of age
to secure liquor or malt or brewed beverages).~~

~~18 Pa.C.S. § 6308 (relating to purchase, consumption,
possession or transportation of liquor or malt or brewed
beverages).~~

~~18 Pa.C.S. § 6310.1 (relating to selling or furnishing
liquor or malt or brewed beverages to minors).~~

~~(2) VIOLATION OF AN ORDINANCE OF A MUNICIPALITY FOR THE
VIOLATION OF WHICH A FINE OR PENALTY IS IMPOSED.~~

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~~(3) ANY OTHER UNLAWFUL ACT TENDING TO IMPERIL THE
PERSONAL SECURITY OR ENDANGER THE PROPERTY OF CITIZENS.~~

§ 8902. ARREST WITHOUT WARRANT.

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1 A POLICE OFFICER, SHERIFF OF A COUNTY OF THE SECOND CLASS AND
2 DEPUTY SHERIFF OF A COUNTY OF THE SECOND CLASS SHALL HAVE THE
3 RIGHT OF ARREST WITHOUT WARRANT UPON PROBABLE CAUSE FOR ANY OF
4 THE FOLLOWING OFFENSES:

5 (1) UNDER TITLE 18:

6 18 PA.C.S. § 5503 (RELATING TO DISORDERLY CONDUCT).

7 18 PA.C.S. § 5505 (RELATING TO PUBLIC DRUNKENNESS).

8 18 PA.C.S. § 5507 (RELATING TO OBSTRUCTING HIGHWAYS AND
9 OTHER PUBLIC PASSAGES).

10 18 PA.C.S. § 5509 (RELATING TO DESECRATION OF VENERATED
11 OBJECTS).

12 18 PA.C.S. § 6308 (RELATING TO PURCHASE, CONSUMPTION,
13 POSSESSION OR TRANSPORTATION OF LIQUOR OR MALT OR BREWED
14 BEVERAGES).

15 (2) VIOLATION OF AN ORDINANCE OF A CITY OF THE SECOND
16 CLASS DESIGNED TO PREVENT INJURIES TO PERSONS OR PROPERTY.

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