

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 364 Session of
2001

INTRODUCED BY GERLACH, WOZNIAK, COSTA, CORMAN, BOSCOLA, MOWERY,
LOGAN AND RHOADES, FEBRUARY 7, 2001

REFERRED TO JUDICIARY, FEBRUARY 7, 2001

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, providing for an offense relating to
3 contraband.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 914. Contraband.

9 (a) Offenses.--A person commits a misdemeanor of the second
10 degree if that person receives, retains, possesses or disposes
11 of any movable property:

12 (1) Knowing that the movable property:

13 (i) is contraband; or

14 (ii) contains contraband.

15 (2) Believing that the movable property probably
16 contains contraband.

17 (b) Exception.--This section shall not constitute a
18 violation when the performer is a law enforcement officer acting

1 in the scope of his assigned duties.

2 (c) Definition.--As used in this section, the term

3 "contraband" means any property:

4 (1) That is unlawful to produce or possess.

5 (2) That the possession of that property is lawful, but
6 that property was used or possessed in perpetration of an
7 unlawful act.

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