

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 93

Session of  
2003

INTRODUCED BY GREENLEAF, KUKOVICH, RAFFERTY, C. WILLIAMS, FERLO,  
BOSCOLA AND CONTI, JANUARY 29, 2003

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF  
REPRESENTATIVES, AS AMENDED, NOVEMBER 16, 2004

## AN ACT

1 ~~Amending Title 18 (Crimes and Offenses) of the Pennsylvania~~ <—  
2 ~~Consolidated Statutes, defining the offense of greyhound~~  
3 ~~racing; and prescribing a penalty.~~

4 AMENDING TITLE 18 (CRIMES AND OFFENSES) OF THE PENNSYLVANIA <—  
5 CONSOLIDATED STATUTES, FURTHER PROVIDING FOR COSTS, FOR THE  
6 OFFENSE OF BURGLARY AND FOR CERTAIN BULLETS PROHIBITED.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 ~~Section 1. Title 18 of the Pennsylvania Consolidated~~ <—  
10 ~~Statutes is amended by adding a section to read:~~

11 ~~§ 7516. Greyhound racing.~~

12 ~~A person who holds, conducts or operates a greyhound race for~~  
13 ~~public exhibition in this Commonwealth for monetary remuneration~~  
14 ~~commits a felony of the third degree.~~

15 ~~Section 2. This act shall take effect in 60 days.~~

16 SECTION 1. SECTIONS 1109, 3502(A) AND 6121(A) OF TITLE 18 OF <—  
17 THE PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO READ:

18 § 1109. COSTS.

1 [IN ADDITION TO ANY OTHER SENTENCE IMPOSED, THE COURT MAY  
2 ORDER AN OFFENDER TO PAY THE COST OF ANY REWARD PAID FOR THE  
3 APPREHENSION AND CONVICTION OF THE OFFENDER.]

4 (A) GENERAL RULE.--IN ADDITION TO ANY OTHER SENTENCE  
5 IMPOSED, THE COURT MAY ORDER AN OFFENDER TO PAY ALL OF THE  
6 FOLLOWING:

7 (1) THE COST OF ANY REWARD PAID DURING THE COURSE OF THE  
8 INVESTIGATION FOR THE APPREHENSION AND CONVICTION OF THE  
9 OFFENDER.

10 (2) THE COST OF REPAIRING OR REPLACING ANY PROPERTY  
11 BELONGING TO A LAW ENFORCEMENT AGENCY OR OFFICER DAMAGED BY  
12 THE OFFENDER DURING THE COURSE OF THE INVESTIGATION OR DURING  
13 THE OFFENDER'S ARREST, TRANSPORT OR PROCESSING.

14 (3) THE COST OF ANY MONEYS EXPENDED BY A LAW ENFORCEMENT  
15 AGENCY IN CONNECTION WITH THE CASE WHICH WERE EXPENDED FOR  
16 THE PURCHASE OF, OR IN EXCHANGE FOR, CONTRABAND OR ANY  
17 ILLEGAL SERVICES.

18 (B) COLLECTION.--THE ASSESSMENT AND COLLECTION OF COSTS  
19 PURSUANT TO SUBSECTION (A) SHALL BE IN ACCORDANCE WITH SECTION  
20 1106 (RELATING TO RESTITUTION FOR INJURIES TO PERSON OR  
21 PROPERTY). MONEYS PAID BY THE OFFENDER FOR ASSESSMENTS IMPOSED  
22 IN ACCORDANCE WITH THIS SECTION SHALL REVERT TO THE LAW  
23 ENFORCEMENT AGENCY OR OTHER ORGANIZATION WHICH EXPENDED THE  
24 REWARD, TO THE LAW ENFORCEMENT AGENCY THAT PURCHASED THE  
25 CONTRABAND OR SERVICES, OR TO THE LAW ENFORCEMENT AGENCY OR  
26 OFFICER THAT SUFFERED THE DAMAGE TO PROPERTY.

27 (C) COSTS NOT EXCLUSIVE.--THE PROVISIONS OF THIS SECTION  
28 SHALL NOT BE EXCLUSIVE AND SHALL BE IN ADDITION TO ANY OTHER  
29 REMEDIES, INCLUDING FORFEITURE, WHICH MAY BE PROVIDED FOR IN ANY  
30 OTHER LAW OR AVAILABLE UNDER COMMON LAW.

1 § 3502. BURGLARY.

2 (A) OFFENSE DEFINED.--A PERSON [IS GUILTY OF BURGLARY IF HE]  
3 WHO ENTERS A BUILDING OR OCCUPIED STRUCTURE, OR SEPARATELY  
4 SECURED OR OCCUPIED PORTION THEREOF, WITH INTENT TO COMMIT A  
5 CRIME THEREIN, UNLESS THE PREMISES ARE AT THE TIME OPEN TO THE  
6 PUBLIC OR THE ACTOR IS LICENSED OR PRIVILEGED TO ENTER[.]  
7 COMMITTS THE OFFENSE OF BURGLARY IF:

8 (1) THE STRUCTURE IS ADAPTED FOR OVERNIGHT  
9 ACCOMMODATIONS IN WHICH AT THE TIME OF THE OFFENSE ANY PERSON  
10 WAS PRESENT;

11 (2) THE STRUCTURE IS ADAPTED FOR OVERNIGHT  
12 ACCOMMODATIONS IN WHICH AT THE TIME OF THE OFFENSE NO PERSON  
13 WAS PRESENT;

14 (3) THE STRUCTURE IS NOT ADAPTED FOR OVERNIGHT  
15 ACCOMMODATIONS IN WHICH AT THE TIME OF THE OFFENSE ANY PERSON  
16 WAS PRESENT; OR

17 (4) THE STRUCTURE IS NOT ADAPTED FOR OVERNIGHT  
18 ACCOMMODATIONS IN WHICH AT THE TIME OF THE OFFENSE NO PERSON  
19 WAS PRESENT.

20 \* \* \*

21 § 6121. CERTAIN BULLETS PROHIBITED.

22 (A) OFFENSE DEFINED.--IT IS UNLAWFUL FOR ANY PERSON TO  
23 POSSESS, USE OR ATTEMPT TO USE A KTW TEFLON-COATED BULLET OR  
24 OTHER ARMOR-PIERCING AMMUNITION WHILE COMMITTING OR ATTEMPTING  
25 TO COMMIT [A CRIME OF VIOLENCE AS DEFINED IN SECTION 6102  
26 (RELATING TO DEFINITIONS) AN OFFENSE UNDER SECTION 6105(B)  
27 (RELATING TO PERSONS NOT TO POSSESS, USE, MANUFACTURE, CONTROL,  
28 SELL OR TRANSFER FIREARMS).

29 \* \* \*

30 SECTION 2. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

1           (1) THE AMENDMENT OF 18 PA.C.S. §§ 3502(A) AND 6121(A)  
2 SHALL TAKE EFFECT IN 60 DAYS.  
3           (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT  
4 IMMEDIATELY.