

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1117 Session of
2006

INTRODUCED BY GORDNER, MADIGAN, ROBBINS, WONDERLING, ERICKSON,
D. WHITE, KASUNIC, ARMSTRONG, BROWNE, BOSCOLA, RAFFERTY,
LAVALLE, FONTANA, PUNT, PILEGGI, REGOLA, PICCOLA, RHOADES,
WENGER, WAUGH, COSTA, KITCHEN, FUMO, O'PAKE AND LOGAN,
MARCH 23, 2006

REFERRED TO JUDICIARY, MARCH 23, 2006

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, providing for methamphetamine
3 laboratories.

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 § 7508.2. Methamphetamine laboratories.

9 (a) Offense defined.--

10 (1) A person commits the offense of operating a
11 methamphetamine laboratory if the person knowingly causes a
12 chemical reaction involving ephedrine, pseudoephedrine or
13 phenylpropanolamine or any of their salts, optical isomers or
14 salts of optical isomers for the purpose of manufacturing
15 methamphetamine or preparing a precursor substance for the
16 manufacture of methamphetamine.

17 (2) Except as provided in subsection (c), an offense

1 under this subsection constitutes a felony.

2 (b) Drug-free school zone.--A person who violates subsection

3 (a) commits a felony if the chemical reaction occurs within

4 1,000 feet of the real property on which is located a public,

5 private or parochial school, a college or university or a

6 nursery school or day care center, or within 250 feet of the

7 real property on which is located a recreation center or

8 playground and shall be sentenced as provided in section 6317

9 (relating to drug-free school zones).

10 (c) Exclusion.--This section does not apply to the

11 manufacturing operation of a licensed pharmaceutical company in

12 the normal course of business.

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