

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1974 Session of  
2011

INTRODUCED BY DONATUCCI, BISHOP, V. BROWN, CLYMER, DeLUCA,  
FARRY, HESS, M. O'BRIEN, READSHAW AND SABATINA,  
NOVEMBER 10, 2011

REFERRED TO COMMITTEE ON JUDICIARY, NOVEMBER 10, 2011

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in minors, providing for the offense  
3 of selling or furnishing spray paint to minors.

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 § 6316.1. Selling or furnishing spray paint to minors.

9 (a) Offense defined.--A person commits a summary offense if  
10 he knowingly sells or furnishes or purchases with the intent to  
11 sell or furnish spray paint to a person who is less than 18  
12 years of age, except where the relationship of parent and child,  
13 guardian and ward or adult instructor and pupil exists between  
14 such person and the person who is less than 18 years of age.

15 (b) Penalty.--A person who is convicted of violating  
16 subsection (a) shall be sentenced to pay a fine of not less than  
17 \$250 for the first violation and a fine of \$500 for each  
18 subsequent violation.

1     (c) Definition.--As used in this section, "spray paint"  
2     shall mean a sealed pressurized container that holds paint and  
3     from which paint is released in a fine spray mist by depressing  
4     a valve button.

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