

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 101 Session of 2011

INTRODUCED BY SMUCKER, VOGEL, ROBBINS, YAW, BROWNE, EICHELBERGER, FOLMER, ORIE, PILEGGI, SCARNATI, RAFFERTY, BRUBAKER, ALLOWAY, COSTA, WAUGH, BAKER, STACK, PICCOLA, MENSCH, FARNESE, PIPPY AND FERLO, JANUARY 19, 2011

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JUNE 24, 2011

AN ACT

1 Amending Title 65 (Public Officers) of the Pennsylvania
2 Consolidated Statutes, further providing for a penalty.
3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Section 714 of Title 65 of the Pennsylvania
6 Consolidated Statutes is amended to read:

7 § 714. Penalty.

8 (A) FINES AND COSTS.--Any member of any agency who
9 participates in a meeting with the intent and purpose by that
10 member of violating this chapter commits a summary offense and
11 shall, upon conviction, be sentenced to pay [a fine not
12 exceeding { \$100 } \$1,000 plus costs of prosecution{ . } for a first
13 offense and a fine not exceeding \$2,000 plus costs of
14 prosecution for a second or subsequent offense.:

15 (1) FOR A FIRST OFFENSE, THE COSTS OF PROSECUTION PLUS A
16 FINE OF AT LEAST \$100 AND, IN THE DISCRETION OF THE

1 SENTENCING AUTHORITY, OF NOT MORE THAN \$1,000.

2 (2) FOR A SECOND OR SUBSEQUENT OFFENSE, THE COSTS OF
3 PROSECUTION PLUS A FINE OF AT LEAST \$500 AND, IN THE
4 DISCRETION OF THE SENTENCING AUTHORITY, OF NOT MORE THAN
5 \$2,000.

6 (B) PAYMENT.--An agency shall not make a payment on behalf
7 of or reimburse a member of an agency for a fine or cost
8 resulting from the member's violation of this section.

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