

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 95 Session of 2015

INTRODUCED BY D. COSTA, PASHINSKI, KNOWLES, MATZIE, MILLARD,
DAVIDSON, MARSICO, KORTZ, DEASY, DeLUCA AND MURT,
JANUARY 21, 2015

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 21, 2015

AN ACT

1 Amending the act of April 14, 1972 (P.L.233, No.64), entitled
2 "An act relating to the manufacture, sale and possession of
3 controlled substances, other drugs, devices and cosmetics;
4 conferring powers on the courts and the secretary and
5 Department of Health, and a newly created Pennsylvania Drug,
6 Device and Cosmetic Board; establishing schedules of
7 controlled substances; providing penalties; requiring
8 registration of persons engaged in the drug trade and for the
9 revocation or suspension of certain licenses and
10 registrations; and repealing an act," providing for dismissal
11 of police officers upon conviction of certain offense and for
12 dismissal of firefighters upon conviction of certain offense.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. The act of April 14, 1972 (P.L.233, No.64), known
16 as The Controlled Substance, Drug, Device and Cosmetic Act, is
17 amended by adding sections to read:

18 Section 23.1. Law Enforcement Officer Dismissal.--
19 Notwithstanding any other provision of law to the contrary, a
20 law enforcement officer as defined in 42 Pa.C.S. § 5950(d)
21 (relating to confidential communications involving law
22 enforcement officers) who is convicted of an offense under

1 section 13(a)(12), or a substantially similar offense in another
2 state, shall be summarily dismissed from employment.

3 Section 23.2. Firefighter Dismissal.--Notwithstanding any
4 other provision of law to the contrary, a firefighter who is
5 convicted of an offense under section 13(a)(12), or a
6 substantially similar offense in another state, shall be
7 summarily dismissed from employment.

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