
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1041 Session of
2017

INTRODUCED BY FARRY, PETRI, CORBIN, SAINATO, DAVIS, DRISCOLL,
O'NEILL, O'BRIEN, D. COSTA, BULLOCK, SCHWEYER, JAMES,
BENNINGHOFF, PICKETT, ROZZI, HARPER, SCHLOSSBERG AND RADER,
MARCH 31, 2017

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 31, 2017

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in particular rights and
3 immunities, providing for civil immunity for humane society
4 police officers.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Title 42 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 8332.9. Civil immunity for humane society police officers.

10 (a) General rule.--A humane society police officer acting
11 within the scope of the authority provided in 18 Pa.C.S. § 5511
12 (relating to cruelty to animals) shall not be liable for civil
13 damages as a result of any act or omission in the course of an
14 investigation or enforcement action.

15 (b) Nonapplicability.--Subsection (a) shall not apply to any
16 act or omission intentionally designed to harm, to any act or
17 omission that constitutes gross negligence or to any willful,
18 wanton or reckless conduct.

1 (c) Definition.--The term "humane society police officer"
2 shall have the same meaning given in 22 Pa.C.S. § 3702 (relating
3 to definitions).

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