

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 204 Session of 2021

INTRODUCED BY GAINNEY, ISAACSON, SANCHEZ, HILL-EVANS, KRAJEWSKI, FRANKEL, HARRIS, BURGOS, SHUSTERMAN, HOHENSTEIN, A. DAVIS, CIRESI, SCHWEYER AND WARREN, JANUARY 22, 2021

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 22, 2021

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," further providing for
 11 prohibited acts and penalties.

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

14 Section 1. Section 13(g) of the act of April 14, 1972
 15 (P.L.233, No.64), known as The Controlled Substance, Drug,
 16 Device and Cosmetic Act, is amended to read:

17 Section 13. Prohibited Acts; Penalties.--* * *

18 (g) Any person who violates clause (31) of subsection (a) is
 19 guilty of a [misdemeanor] summary offense and upon conviction
 20 thereof shall be [sentenced to imprisonment not exceeding thirty
 21 days, or] ordered to pay a fine not exceeding [five hundred
 22 dollars (\$500), or both.] one hundred dollars (\$100). A

1 conviction under this subsection shall not trigger the mandatory
2 license suspension provisions under 75 Pa.C.S. § 1532(c)
3 (relating to suspension of operating privilege).

4 * * *

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