
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1523 Session of
2023

INTRODUCED BY DELOZIER AND GILLEN, JUNE 27, 2023

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 27, 2023

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in bonds and
3 recognizances, providing for use of cash bail.

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

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

8 § 5703. Use of cash bail.

9 (a) Named depositor.--If a defendant is the named depositor,
10 cash bail deposited by the defendant which is otherwise
11 returnable to the defendant shall be held and applied to the
12 payment of restitution, fees, fines and costs imposed upon the
13 defendant in connection with a criminal or delinquency case
14 unless the defendant shows that the defendant would suffer an
15 undue hardship.

16 (b) Other depositor.--If a defendant is not the named
17 depositor, the court may order, upon motion of the attorney for
18 the Commonwealth, that cash bail deposited on behalf of the
19 defendant which is otherwise returnable to the depositor be held

1 and applied to the payment of restitution, fees, fines and costs
2 imposed upon the defendant in connection with a criminal or
3 delinquency case unless the depositor shows that the depositor
4 would suffer an undue hardship.

5 (c) Notice.--Written notice of the provisions of subsections
6 (a) and (b) shall be provided to a depositor prior to the
7 acceptance of a deposit of cash bail.

8 Section 2. This act shall take effect in 180 days.