

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 195 Session of 2017

INTRODUCED BY GAINNEY, NEILSON, BULLOCK, DEAN, O'BRIEN, ROZZI, KINSEY, McNEILL, V. BROWN, SIMS, SCHLOSSBERG, McCARTER, FRANKEL, STURLA, McCLINTON, J. HARRIS, FABRIZIO, RADER, WHEATLEY, HILL-EVANS, THOMAS AND DAVIDSON, FEBRUARY 1, 2017

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 1, 2017

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

1 dollars (\$500), or both.] one hundred dollars (\$100). A  
2 conviction under this subsection shall not trigger the mandatory  
3 license suspension provisions under 75 Pa.C.S. § 1532(c)  
4 (relating to suspension of operating privilege).

5 \* \* \*

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