
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1073 Session of
2020

INTRODUCED BY FARNESE, COLLETT, COSTA, BROWNE, BLAKE, KILLION
AND TARTAGLIONE, MARCH 5, 2020

REFERRED TO JUDICIARY, MARCH 5, 2020

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and
2 Judicial Procedure) of the Pennsylvania Consolidated
3 Statutes, in riot, disorderly conduct and related offenses,
4 providing for concurrent jurisdiction to prosecute and for
5 animal cruelty investigations manual; and, in budget and
6 finance, providing for Animal Cruelty Investigation Fund.

7 The General Assembly of the Commonwealth of Pennsylvania
8 hereby enacts as follows:

9 Section 1. Title 18 of the Pennsylvania Consolidated
10 Statutes is amended by adding sections to read:

11 § 5562. Concurrent jurisdiction to prosecute.

12 In addition to the authority conferred upon the Attorney
13 General by the act of October 15, 1980 (P.L.950, No.164), known
14 as the Commonwealth Attorneys Act, the Attorney General may
15 investigate and institute criminal proceedings for a violation
16 of this subchapter if the Attorney General requests in writing
17 to prosecute a felony offense under this subchapter in a
18 criminal court or juvenile delinquency court and:

19 (1) the district attorney with jurisdiction accepts the
20 request in writing; or

1 (2) the district attorney fails to respond within 90
2 days, the Attorney General sends a subsequent request by
3 certified or registered mail to the district attorney and the
4 district attorney fails to respond within 10 days.

5 § 5563. Animal cruelty investigations manual.

6 The Attorney General shall create an animal cruelty
7 investigations manual establishing the proper procedure for
8 animal cruelty investigation and prosecution in Pennsylvania,
9 including Pennsylvania's animal cruelty laws, rules of criminal
10 procedure, proper procedure for filing citations and warrants,
11 proper execution of search warrants, proper search and seizure
12 practices and resources for additional information in
13 prosecuting animal cruelty.

14 Section 2. Title 42 of the Pennsylvania Consolidated
15 Statutes is amended by adding a section to read:

16 § 3576. Animal Cruelty Investigation Fund.

17 (a) Fund established.--The Animal Cruelty Investigation Fund
18 is established as a special fund in the State Treasury. Money in
19 the fund may only be used for purposes of animal cruelty
20 investigations, which include training, equipment and employment
21 expenses of humane society police officers and food, shelter and
22 veterinary costs for animals who are victims of animal cruelty.
23 Money in the fund and the interest accruing thereon are
24 appropriated to the Attorney General who may expend the fund
25 directly for training and equipping humane society police
26 officers, development of animal cruelty investigation materials,
27 salary and benefits for attorneys to prosecute and train other
28 prosecutors in animal cruelty cases and grants to animal
29 shelters to fund animal cruelty investigations or other expenses
30 permissible under this section.

1 (b) Assessment.--In addition to any other costs that may be
2 imposed for a violation of 18 Pa.C.S. Ch. 55 Subch. B (relating
3 to cruelty to animals), an assessment of \$5 shall be imposed.
4 Money collected shall be transmitted to the State Treasurer for
5 deposit in the fund.

6 (c) Definitions.--As used in this section, the following
7 words and phrases shall have the meanings given to them in this
8 subsection unless the context clearly indicates otherwise:

9 "Fund." The Animal Cruelty Investigation Fund.

10 Section 3. This act shall take effect in 60 days.