
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1357 Session of
2013

INTRODUCED BY HEFFLEY, MILLARD, MAJOR, V. BROWN, GODSHALL,
KNOWLES, MILLER, KORTZ, FARINA, SCHLOSSBERG, GRELL,
DENLINGER, EVERETT, KAUFFMAN, GINGRICH, R. BROWN, PETRI,
SWANGER, BROOKS AND COHEN, MAY 8, 2013

REFERRED TO COMMITTEE ON JUDICIARY, MAY 8, 2013

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of
2 the Pennsylvania Consolidated Statutes, further providing for
3 impersonating a public servant and for visual and audible
4 signals on emergency vehicles.

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

7 Section 1. Section 4912 of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 4912. Impersonating a public servant.

10 (a) Offenses defined.--A person commits [a misdemeanor of
11 the second degree if he falsely] the offense of impersonating a
12 public servant if:

13 (1) The person pretends to hold a position in the public
14 service with intent to induce another to submit to such
15 pretended official authority or otherwise to act in reliance
16 upon that pretense [to his prejudice].

17 (2) The person pretends to be a law enforcement officer
18 with intent to induce another to submit to such pretended

1 official authority or otherwise act in reliance upon that
2 pretense.

3 (b) Grading.--

4 (1) An offense under subsection (a)(1) is a misdemeanor
5 of the second degree.

6 (2) An offense under subsection (a)(2) is a felony of
7 the third degree.

8 (c) Definition.--As used in this section, the term "law
9 enforcement officer" means any of the following:

10 (1) A member of the Pennsylvania State Police.

11 (2) A liquor enforcement officer of the Pennsylvania
12 State Police.

13 (3) Any enforcement officer or investigator employed by
14 the Pennsylvania Liquor Control Board.

15 (4) A parole agent, enforcement officer and investigator
16 of the Pennsylvania Board of Probation and Parole.

17 (5) A Capitol Police officer.

18 (6) A Department of Conservation and Natural Resources
19 ranger.

20 (7) A drug enforcement agent of the Office of Attorney
21 General whose principal duty is the enforcement of the drug
22 laws of this Commonwealth and a special agent of the Office
23 of Attorney General whose principal duty is the enforcement
24 of the criminal laws of this Commonwealth.

25 (8) Any member of a port authority or other authority
26 police department.

27 (9) Any police officer of a county, region, city,
28 borough, town or township.

29 (10) Any sheriff or deputy sheriff.

30 (11) A Pennsylvania Waterways Conservation Officer.

1 (12) A Pennsylvania Wildlife Conservation Officer.

2 (13) A member of a campus police force with the power to
3 arrest under section 2416 of the act of April 9, 1929

4 (P.L.177, No.175), known as The Administrative Code of 1929.

5 As used in this paragraph, the term "campus police" has the
6 meaning given in section 302 of the act of November 29, 2004

7 (P.L.1383, No.180), known as the Uniform Crime Reporting Act.

8 (14) A member of the Fort Indiantown Gap Police Force.

9 (15) A corrections officer employed at a State or county
10 correctional institution to provide any security or custodial
11 service for inmates.

12 Section 2. Section 4571 of Title 75 is amended by adding
13 subsections to read:

14 § 4571. Visual and audible signals on emergency vehicles.

15 * * *

16 (d.1) Sale of emergency vehicle.--

17 (1) A seller of an emergency vehicle equipped with
18 revolving or flashing lights or audible warning systems
19 identical or similar to those specified in subsections (a)
20 and (b) shall remove such lights or systems upon the sale of
21 the vehicle to a buyer who is not authorized by law or
22 regulation to operate an emergency vehicle with visual or
23 audible systems.

24 (2) A person who sells a vehicle equipped with visual or
25 audible warning systems in violation of this subsection
26 commits a summary offense and shall, upon conviction, be
27 sentenced to pay a fine of not less than \$500 nor more than
28 \$1,000.

29 (3) A person who sells a vehicle equipped with visual or
30 audible warning systems in violation of this subsection who

1 knows or should have known of the buyer's intent to use the
2 vehicle in violation of 18 Pa.C.S. § 4912(a)(2) (relating to
3 impersonating a public servant) commits a misdemeanor of the
4 third degree.

5 (d.2) Exceptions.--Subsections (d) and (d.1) shall not apply
6 to any of the following:

7 (i) The sale or use of police, fire or other
8 emergency vehicles for which antique, classic, vintage or
9 collectible registration plates have been issued under
10 section 1340 (relating to antique, classic and
11 collectible plates) and which are driven or transported
12 without operation of visual or audible warning systems.

13 (ii) The sale or use of police, fire or other
14 emergency vehicles for which manufacturer or dealer
15 registration plates have been issued under section 1335
16 (relating to registration plates for manufacturers and
17 dealers) and which are driven or transported without
18 operation of visual or audible warning systems for the
19 purpose of sale, service, demonstration or exhibition.

20 * * *

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