
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1160 Session of
2018

INTRODUCED BY LEACH, FONTANA, SCHWANK AND COSTA, MAY 10, 2018

REFERRED TO JUDICIARY, MAY 10, 2018

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in dissemination of criminal history
3 record information, further providing for expungement.

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

6 Section 1. Section 9122(b) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:
8 § 9122. Expungement.

9 * * *

10 (b) Generally.--Criminal history record information may be
11 expunged when:

12 * * *

13 (4) (i) An individual who is the subject of the
14 information was convicted of an offense occurring prior
15 to February 15, 2018, under section 13(a)(16) of the act
16 of April 14, 1972 (P.L.233, No.64), known as The
17 Controlled Substance, Drug, Device and Cosmetic Act, who
18 was diagnosed with a serious medical condition, as
19 defined in section 103 of the act of April 17, 2016

1 (P.L.84, No.16), known as the Medical Marijuana Act,
2 prior to the date of the offense, whose serious medical
3 condition existed on the date of the offense and who
4 possessed the marijuana that was the subject of the
5 offense solely for the purpose of treating the
6 individual's medical condition under section 403 of the
7 Medical Marijuana Act.

8 (ii) Expungement under this paragraph shall only be
9 permitted for information relating to the conviction
10 under section 13(a)(16) of The Controlled Substance,
11 Drug, Device and Cosmetic Act.

12 * * *

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