

---

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 91 Session of  
2021

---

INTRODUCED BY D. MILLER, GALLOWAY, ZABEL, HILL-EVANS, SANCHEZ,  
LEE, HOHENSTEIN, HOWARD, SCHLOSSBERG, SIMS, WEBSTER, SCHWEYER  
AND McCLINTON, JANUARY 11, 2021

---

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 11, 2021

---

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in theft and related offenses, further  
3 providing for the offense of retail theft.

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

6 Section 1. Section 3929(b)(1) of Title 18 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 3929. Retail theft.

9 \* \* \*

10 (b) Grading.--

11 (1) Retail theft constitutes a:

12 (i) Summary offense when the offense is a first  
13 offense and the value of the merchandise is less than  
14 \$150.

15 (ii) Misdemeanor of the second degree when the  
16 offense is a second offense and the value of the  
17 merchandise is less than \$150.

18 (iii) Misdemeanor of the first degree when the

1 offense is a first or second offense and the value of the  
2 merchandise is \$150 or more.

3 [(iv) Felony of the third degree when the offense is  
4 a third or subsequent offense, regardless of the value of  
5 the merchandise.]

6 (v) Felony of the third degree when the amount  
7 involved exceeds \$1,000 or if the merchandise involved is  
8 a firearm or a motor vehicle.

9 \* \* \*

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