

No. 1983-41

AN ACT

SB 280

Amending the act of August 9, 1955 (P.L.323, No.130), entitled "An act relating to counties of the third, fourth, fifth, sixth, seventh and eighth classes; amending, revising, consolidating and changing the laws relating thereto," further providing penalties for the damage to or theft of grave markers and flag holders.

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

Section 1. Section 1913(l) of the act of August 9, 1955 (P.L.323, No.130), known as The County Code, is amended to read:

Section 1913. Markers for Graves; Headstones.—* * *

(l) Any person who shall wilfully, maliciously, or carelessly destroy, mutilate, remove or deface any grave marker [or], headstone *or flag holder*, placed or erected under the provisions of this section, shall be guilty of **[a misdemeanor, and, upon conviction thereof, shall be sentenced to pay a fine not to exceed five hundred dollars (\$500), or suffer imprisonment not to exceed two years, or both]** *the grade of offense in relation to the dollar amount of the theft or damage done in accordance with 18 Pa.C.S. § 3903 (relating to grading of theft offenses).*

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

APPROVED—The 21st day of October, A. D. 1983.

DICK THORNBURGH