

No. 295

AN ACT

SB 56

Amending the act of June 24, 1939 (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," prohibiting any person, with intent to defraud, from selling, secreting, destroying, converting to his own use, or otherwise disposing of leased or rented personal property.

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

Section 1. The act of June 24, 1939 (P. L. 872), known as "The Penal Code," is amended by adding after section 815, a new section to read:

Section 815.1. Appropriation of Leased or Rented Personal Property.—Whoever, with intent to defraud, sells, secretes, destroys, converts to his own use, or otherwise disposes of leased or rented personal property, shall be guilty of appropriating such leased or rented personal property to his own use, and upon conviction thereof in a summary proceeding, shall be sentenced to pay a fine not exceeding two hundred dollars (\$200), or to undergo imprisonment for not more than ninety (90) days, or both.

For the purposes of this section, it shall be prima facie evidence of intent to defraud if the lessee: (i) signs the lease or rental agreement with a name other than his own, or (ii) fails to return the property to its owner ten (10) days after being personally served with a written demand therefor.

Nothing in this act shall be construed to preclude the bringing of a prosecution under any other appropriate section of the penal code.

APPROVED—The 30th day of November, A. D. 1967.

RAYMOND P. SHAFER