



|| SENATE OF PENNSYLVANIA
BILL SUMMARY

House Bill 561
Printer's No. 586

Prime Sponsor: Representative Saccone
Committee: Judiciary

SYNOPSIS:

This bill amends Title 18 (Crimes and Offenses) to eliminate the sunset provision relating to the authority of the Attorney General and District Attorneys to serve administrative subpoenas during investigations of child sexual exploitation.

SUMMARY:

Removes Section 5743.1(f) of Title 18, which causes the section granting administrative subpoena power to the Attorney General and District Attorneys in cases of child sexual exploitation to expire on December 31, 2017.

COMMENT:

Section 5743.1 authorizes the Attorney General and District Attorneys to serve administrative subpoenas on providers of electronic communication services to identify individuals who use online services to sexually exploit children. Subpoenas may require the disclosure of a subscriber's name and telephone or device number, and may require a representative of the service provider to give testimony. The Attorney General or District Attorney may invoke the aid of the courts of common pleas to compel compliance with the subpoena. This section requires the Attorney General to make annual reports to the Judiciary Committees of the Senate and the House of Representatives with information about the number of subpoenas issued, cases in which subpoenas were issued, and arrests made and charges filed in cases in which a subpoena was issued.

EFFECTIVE DATE:

Effective immediately.

BILL HISTORY:

Passed the House of Representatives unanimously on May 23, 2017.

Prepared by: Cawley 9/15/2017