
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **736** Session of
1961

INTRODUCED BY MESSRS. DONOLOW, McCREECH, EHRGOOD,
SCOTT AND CAMIEL, JUNE 5, 1961.

REFERRED TO COMMITTEE ON JUDICIARY GENERAL,
JUNE 5, 1961.

AN ACT

Regulating the procedure for petitioning a court to order a safety deposit
box opened in furtherance of a criminal investigation or pro-
ceeding

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

- 1 Section 1 Except as herein provided during any criminal investi-
- 2 gation or criminal proceeding when a petition is filed with any court
- 3 for an order to open a safe deposit box whether such petition is filed

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through
is to be omitted from bill.
Underscoring indicates new matter added to existing law. [Brackets] indicate matter
stricken from existing law.

1 by a police official or any other person the court shall not issue
2 any such order until at least forty-eight hours after notice of the
3 filing of such petition and a certified copy of said petition has been
4 served upon the holder or holders of the safe deposit box The petition
5 shall set forth the date and time and place when the holder or holders
6 of said safe deposit box may have an opportunity to appear in court for
7 the purpose of answering the petition to show cause why the safe deposit
8 box should not be opened If the person filing such petition shall by
9 affidavit advise the court that the holder or holders of said safe deposit
10 box can not be located then the court may issue such order for the open-
11 ing of said safe deposit box without the notice required by this act The
12 court shall have the power to order the said safe deposit box filed pend-
13 ing the disposition of the petition and to enjoin the holder or holders
14 of said safe deposit box from opening or permitting the opening of the
15 box except as directed by the court This act is hereby declared to be
16 procedural and it is not intended to affect the substantive rights of
17 holders of safe deposit boxes

18 Section 2 This act shall take effect immediately

We certify that this bill has passed the Senate and the House of Representatives.

.....
Chief Clerk, Senate

.....
President pro tempore, Senate

.....
Speaker, House of Representatives

Approved The day of A. D. 1961.

.....
Governor