
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2071

Session of
2003

INTRODUCED BY O'BRIEN, DIGIROLAMO, REICHLEY, MAITLAND, WEBER,
FRANKEL, WILT, MANN, HARRIS, SOLOBAY, CORRIGAN, YOUNGBLOOD,
TIGUE, WATSON, CRAHALLA, COY, TANGRETTI, CREIGHTON, SCAVELLO,
HERMAN, BAKER, READSHAW, KENNEY, STERN, HORSEY, FAIRCHILD,
GINGRICH, ARMSTRONG, DALEY, CAPPELLI, MCGEEHAN, GOOD,
J. TAYLOR, STURLA, EGOLF, GEIST, MACKERETH, LEDERER, KELLER,
MELIO, CRUZ, BENNINGHOFF, SAINATO, S. MILLER, E. Z. TAYLOR,
SCRIMENTI, HENNESSEY, BROWNE AND BLAUM, OCTOBER 14, 2003

SENATOR GREENLEAF, JUDICIARY, IN SENATE, AS AMENDED,
NOVEMBER 9, 2004

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 genetic identification evidence.

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

6 Section 1. Section 5552 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:

8 § 5552. Other offenses.

9 * * *

10 (c.1) Genetic identification evidence.--

11 (1) Notwithstanding any provision of law to the
12 contrary, if evidence of a misdemeanor sexual offense set
13 forth in subsection (c)(3) or a felony offense is obtained
14 containing human deoxyribonucleic acid (DNA), which is

1 subsequently used to identify an otherwise unidentified
2 individual as the perpetrator of the offense, the prosecution
3 of the offense may be commenced within THE PERIOD OF <—
4 LIMITATIONS PROVIDED FOR THE OFFENSE OR one year after the
5 identity of the individual is determined, WHICHEVER IS LATER. <—

6 (2) The period of limitations provided in paragraph (1)
7 shall apply to any offense for which the limitations period
8 has not expired as of the effective date of this subsection.

9 * * *

10 Section 2. This act shall take effect immediately.