

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1153 Session of  
2011

INTRODUCED BY GREENLEAF, FERLO, ALLOWAY, BAKER, SOLOBAY AND  
MENSCH, JUNE 17, 2011

REFERRED TO JUDICIARY, JUNE 17, 2011

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, in post-trial matters,  
3 further providing for jurisdiction and proceedings.

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

6 Section 1. Section 9545(b)(2) of Title 42 of the  
7 Pennsylvania Consolidated Statutes is amended and the subsection  
8 is amended by adding a paragraph to read:

9 § 9545. Jurisdiction and proceedings.

10 \* \* \*

11 (b) Time for filing petition.--

12 \* \* \*

13 (2) Any petition invoking an exception provided in  
14 paragraph (1) shall be filed within [60 days] one year of the  
15 date the claim could have been presented.

16 \* \* \*

17 (5) Notwithstanding any other provision of law, any  
18 petition filed under this subchapter alleging a miscarriage

1 of justice that lead to the conviction of a person who was  
2 factually innocent of the crime for which the person was  
3 convicted, in light of all the credible evidence available at  
4 and subsequent to trial, may be filed at any time.

5 \* \* \*

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