

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1500 Session of 2012

INTRODUCED BY KITCHEN, WASHINGTON, COSTA, FONTANA, WILLIAMS,  
SCHWANK, TARTAGLIONE, ERICKSON, FARNESE, SOLOBAY, GREENLEAF,  
RAFFERTY, D. WHITE, MENSCH AND ORIE, APRIL 16, 2012

REFERRED TO JUDICIARY, APRIL 16, 2012

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for offense related  
3 to newborn protection.

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

6 Section 1. Section 4306(b) of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended and the section is amended by  
8 adding a subsection to read:

9 § 4306. Newborn protection.

10 \* \* \*

11 (a.1) Leaving child with police department or fire  
12 department.--A parent of a newborn shall not be criminally  
13 liable for any violation of this title solely for leaving a  
14 newborn in the care of a police department or fire department,  
15 providing that the following criteria are met:

16 (1) The parent expresses, either orally or through  
17 conduct, the intent to have the department accept the newborn  
18 under 23 Pa.C.S. Ch. 65 (relating to newborn protection).

1       (2) The newborn is not a victim of child abuse or  
2       criminal conduct.

3       [(b) Definition.--As used in this section, the term  
4 "newborn" shall have the meaning given to it in 23 Pa.C.S. §  
5 6502 (relating to definitions) and "child abuse" shall be as  
6 defined in 23 Pa.C.S. § 6303 (relating to definitions).]

7       (b) Definitions.--As used in this section, the following  
8 words and phrases shall have the meanings given to them in this  
9 subsection unless the context clearly indicates otherwise:

10       "Child abuse." As defined in 23 Pa.C.S. § 6303 (relating to  
11 definitions).

12       "Fire department." A station of a municipal fire department  
13 of a city of the first class, second class or third class at its  
14 facilities used to house firefighting equipment, ambulances and  
15 rescue vehicles. The term shall not include meeting halls,  
16 social rooms or any other facilities not directly related to  
17 firefighting.

18       "Newborn." As defined in 23 Pa.C.S. § 6502 (relating to  
19 definitions).

20       "Police department." A municipal police department or  
21 Pennsylvania State Police barracks.

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