

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2124 Session of
1981

INTRODUCED BY LLOYD, NOYE, COLE, ALDEN, HALUSKA, SWEET,
VAN HORNE, PETRARCA, MORRIS, LASHINGER, KOWALYSHYN, HOEFFEL,
PRATT, BLAUM, GREENWOOD, REBER, PISTELLA, McVERRY, POTT,
SWAIM, DAWIDA, JOHNSON, SNYDER AND MCINTYRE, DECEMBER 9, 1981

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 9, 1981

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for the
3 jurisdiction of district justices.

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

6 Section 1. Section 1515(a)(3) of Title 42, act of November
7 25, 1970 (P.L.707, No.230), amended October 1, 1981 (No.95), is
8 amended to read:

9 § 1515. Jurisdiction and venue.

10 (a) Jurisdiction.--Except as otherwise prescribed by general
11 rule adopted pursuant to section 503 (relating to reassignment
12 of matters), district justices shall, under procedures
13 prescribed by general rule, have jurisdiction of all of the
14 following matters:

15 * * *

16 (3) Civil claims wherein the sum demanded does not
17 exceed [\$2,000] \$3,000, exclusive of interest and costs, in

1 the following classes of actions:

2 (i) In assumpsit, except cases of real contract
3 where the title to real estate may be in question.

4 (ii) In trespass, including all forms of trespass
5 and trespass on the case.

6 (iii) For fines and penalties by any government
7 agency.

8 A plaintiff may waive a portion of his claim of more than
9 [\$2,000] \$3,000 so as to bring the matter within the
10 jurisdiction of a district justice. Such waiver shall remain
11 effective except upon appeal by either party or when the
12 judgment is set aside upon certiorari.

13 * * *

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