

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 962 Session of
1989

INTRODUCED BY REBER, CALTAGIRONE, FOX, KOSINSKI, CESSAR, ARGALL,
TRELLO, FEE, JADLOWIEC, FAIRCHILD, THOMAS, JAROLIN, KENNEY,
TIGUE, ROBINSON, D. W. SNYDER, GLADECK, B. SMITH, HARPER,
MAIALE, J. L. WRIGHT, RAYMOND, MORRIS, STABACK, PERZEL,
GODSHALL, MELIO, GEIST, SERAFINI, SAURMAN, VROON, CIVERA,
BURD, SCHEETZ, ADOLPH, CLYMER, CORNELL, VEON, JOHNSON,
J. TAYLOR, CAWLEY, BELFANTI, GANNON, CARLSON, BLAUM, FARMER,
BELARDI, ROBBINS, DIETTERICK, DeLUCA, CORRIGAN, SEMMEL,
FLICK, NOYE, E. Z. TAYLOR, LEE, DALEY, OLASZ, WOGAN AND
MARSICO, APRIL 4, 1989

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 4, 1989

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for law
3 enforcement records.

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

6 Section 1. Section 6308(b)(1) of Title 42 of the
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 6308. Law enforcement records.

9 * * *

10 (b) Public availability.--

11 (1) The contents of law enforcement records and files
12 concerning a child shall not be disclosed to the public
13 except if the child is 14 or more years of age at the time of
14 the alleged conduct and if any of the following apply:

1 (i) [the] The child has been adjudicated delinquent
2 by a court as a result of an act or acts which include
3 the elements of rape, kidnapping, murder, robbery, arson,
4 burglary [or]; any other act involving the use of or
5 threat of serious bodily harm; an act involving the sale,
6 delivery or possession with intent to deliver a
7 controlled substance, as defined under the act of April
8 14, 1972 (P.L.233, No.64), known as The Controlled
9 Substance, Drug, Device and Cosmetic Act; or a felony
10 under The Controlled Substance, Drug, Device and Cosmetic
11 Act.

12 (ii) [a] A petition alleging delinquency has been
13 filed by a law enforcement agency alleging that the child
14 has committed an act [or acts which include the elements
15 of rape, kidnapping, murder, robbery, arson, burglary or
16 other act involving the use of or threat of serious
17 bodily harm] referred to in subparagraph (i), and the
18 child previously has been adjudicated delinquent by a
19 court as a result of an act or acts which included the
20 elements of one of such crimes[; or].

21 (iii) [the] The child is a dangerous juvenile
22 offender.

23 * * *

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