

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 69 Session of 2011

INTRODUCED BY GREENLEAF, TARTAGLIONE, ORIE, BROWNE AND FOLMER,
JANUARY 12, 2011

REFERRED TO JUDICIARY, JANUARY 12, 2011

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in proceedings prior to petition to
3 adopt, further providing for grounds for involuntary
4 termination.

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

7 Section 1. Section 2511(a)(9) of Title 23 of the
8 Pennsylvania Consolidated Statutes is amended and the subsection
9 is amended by adding a paragraph to read:

10 § 2511. Grounds for involuntary termination.

11 (a) General rule.--The rights of a parent in regard to a
12 child may be terminated after a petition filed on any of the
13 following grounds:

14 * * *

15 (9) The parent has been convicted of one of the
16 following in which the victim was a child of the parent:

17 (i) an offense under 18 Pa.C.S. Ch. 25 (relating to
18 criminal homicide);

19 (ii) a felony under 18 Pa.C.S. § 2702 (relating to

aggravated assault);

(iii) a felony under 18 Pa.C.S. § 3121 (relating to rape);

(iv) a felony under 18 Pa.C.S. § 3122.1 (relating to statutory sexual assault);

(v) a felony under 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse);

(vi) a felony under 18 Pa.C.S. § 3124.1 (relating to sexual assault);

(vii) a felony under 18 Pa.C.S. § 3125 (relating to aggravated indecent assault);

(viii) a misdemeanor under 18 Pa.C.S. § 3126 (relating to indecent assault);

(ix) an offense in another jurisdiction equivalent to an offense in subparagraph (i) [or], (ii), (iii), (iv), (v), (vi), (vii), (viii); or

[(iv)] (x) an attempt, solicitation or conspiracy to commit an offense in subparagraph (i), (ii) [or], (iii), (iv), (v), (vi), (vii), (viii) or (ix).

(10) The child has been and is currently removed from the care of the parent under a court order or under a voluntary agreement with an agency and a court, in a proceeding under 42 Pa.C.S. Ch. 63 (relating to juvenile matters), has previously determined that:

(i) Aggravated circumstances as defined in 42 Pa.C.S. § 6302 (relating to definitions) exist.

(ii) Reasonable efforts to reunify the child with the parent are not required.

* * *

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