
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 321 Session of
2013

INTRODUCED BY TOEPEL, GRELL, O'NEILL, PICKETT, O'BRIEN,
STEPHENS, MAJOR, SCHLOSSBERG, KORTZ, YOUNGBLOOD, D. COSTA,
RAPP, KAUFFMAN, M. K. KELLER, MILLARD, C. HARRIS, MOUL,
SWANGER, PETRI, TALLMAN, HAHN, GINGRICH, V. BROWN, CLYMER,
LAWRENCE, WATSON, GROVE AND ROCK, JANUARY 24, 2013

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 24, 2013

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, providing for sentencing
3 for offenses involving child pornography.

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

6 Section 1. Title 42 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 9720.5. Sentencing for offenses involving child pornography.

9 In addition to any minimum term of imprisonment authorized or
10 established by law for the offense, the Pennsylvania Commission
11 on Sentencing, in accordance with section 2154 (relating to
12 adoption of guidelines for sentencing), shall provide for a
13 sentence enhancement within its guidelines for an offense under
14 18 Pa.C.S. § 6312 (relating to sexual abuse of children),
15 specifying variations from the range of sentences applicable
16 based on such aggravating circumstances as the age of the child,
17 the number of images possessed by the defendant and the nature

1 and character of the abuse depicted in the images.

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