

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2029 Session of
1975

INTRODUCED BY FISHER, BERSON AND SCIRICA, DECEMBER 10, 1975

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 10, 1975

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, adding provisions defining included
3 offenses.

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

6 Section 1. Title 18, act of November 25, 1970 (P.L.707,
7 No.230), known as the Pennsylvania Consolidated Statutes,
8 amended December 6, 1972 (P.L.1482, No.334), is amended by
9 adding a section to read:

10 § 912. Included offenses.

11 A defendant may be convicted of an offense included in an
12 offense charged in the indictment or the information. An offense
13 is so included when:

14 (1) it is established by proof of the same or less than
15 all the facts required to establish the commission of the
16 offense charged; or

17 (2) it consists of an attempt or solicitation to commit
18 the offense charged or to commit an offense otherwise
19 included therein; or

1 (3) it differs from the offense charged only in the
2 respect that a less serious inquiry or risk of injury to the
3 same person, property at public interest or a lesser kind of
4 culpability suffices to establish its commission.

5 Section 2. This act shall take effect immediately.