

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1699 Session of
1993

INTRODUCED BY KASUNIC, DeLUCA, DALEY, PETRONE, TRELLO, BARLEY,
STABACK, DENT, PISTELLA, ROBERTS, VAN HORNE, MIHALICH,
BELFANTI, COY, CIVERA, HESS, HERSHEY, EGOLF, WAUGH, BROWN AND
JAROLIN, MAY 26, 1993

REFERRED TO COMMITTEE ON JUDICIARY, MAY 26, 1993

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, providing for mandatory prison
3 sentences for arson-related offenses.

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

6 Section 1. Section 3301(b) and (c) of Title 18 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 3301. Arson and related offenses.

9 * * *

10 (b) Sentence.--A person convicted of violating the
11 provisions of subsection (a)(2), murder of the first degree,
12 shall be sentenced to death or life imprisonment without right
13 to parole; a person convicted of murder of the second degree,
14 pursuant to subsection (a)(2), shall be sentenced to life
15 imprisonment without right to parole. Notwithstanding provisions
16 to the contrary, no language herein shall infringe upon the
17 inherent powers of the Governor to commute said sentence. A

1 person convicted of violating subsection (a)(1) shall be
2 sentenced to a mandatory minimum five-year term of imprisonment.

3 (c) Arson endangering property.--A person commits a felony
4 of the second degree if he intentionally starts a fire or causes
5 an explosion, whether on his own property or that of another, or
6 if he aids, counsels, pays or agrees to pay another to cause a
7 fire or explosion, and if:

8 (1) he commits the act with intent of destroying or
9 damaging a building or unoccupied structure of another;

10 (2) he thereby recklessly places an inhabited building
11 or occupied structure of another in danger of damage or
12 destruction; or

13 (3) he commits the act with intent of destroying or
14 damaging any property, whether his own or of another, to
15 collect insurance for such loss.

16 A person convicted of violating this subsection shall be
17 sentenced to a mandatory minimum two-year term of imprisonment.

18 * * *

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