

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 12

Session of
1997

INTRODUCED BY GODSHALL, SAYLOR, BLAUM, HERMAN, TIGUE, CORNELL,
BARD, L. I. COHEN, MASLAND, CLARK, FEESE, BUNT, MAITLAND,
TRUE, BAKER, READSHAW, HASAY, STEIL, DeLUCA, STURLA, LEH,
STEVENSON, SCHRODER, ROBERTS, McGEEHAN, EGOLF, M. N. WRIGHT,
E. Z. TAYLOR, REBER, BARRAR, NAILOR, LYNCH, PETRARCA, BROWN,
SATHER, DiGIROLAMO, RUBLEY, HENNESSEY, BOSCOLA, STERN,
GLADECK AND HARHART, JANUARY 27, 1997

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 27, 1997

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 sentencing for murder of the first degree.

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

6 Section 1. Section 9711(d) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:

8 § 9711. Sentencing procedure for murder of the first degree.

9 * * *

10 (d) Aggravating circumstances.--Aggravating circumstances
11 shall be limited to the following:

12 * * *

13 (18) At the time of the killing the defendant was
14 subject to a court order restricting in any way the
15 defendant's behavior toward the victim pursuant to 23 Pa.C.S.
16 Ch. 61 (relating to protection from abuse), or any other

1 order of a court of common pleas or of the minor judiciary
2 designed in whole or in part to protect the victim from the
3 defendant.

4 * * *

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