

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 260 Session of
2009

INTRODUCED BY BAKER, VOGEL, TARTAGLIONE, SCARNATI, ALLOWAY,
FOLMER, KITCHEN, PICCOLA, ERICKSON, WASHINGTON, RAFFERTY,
MUSTO, BROWNE, HUGHES, STOUT, ORIE, YAW, WOZNIAK, SMUCKER,
PIPPY, O'PAKE, LOGAN, EARLL, WONDERLING, KASUNIC, BRUBAKER,
WILLIAMS AND BOSCOLA, FEBRUARY 19, 2009

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
MAY 4, 2010

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in minors, further providing for
3 CORRUPTION OF MINORS AND FOR the offense of sexual abuse of
4 children. ←

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

7 ~~Section 1. Section 6312 of Title 18 of the Pennsylvania~~ ←
8 ~~Consolidated Statutes is amended by adding a subsection to read:~~

9 SECTION 1. SECTION 6301(A)(1) OF TITLE 18 OF THE ←
10 PENNSYLVANIA CONSOLIDATED STATUTES IS AMENDED TO READ:

11 § 6301. CORRUPTION OF MINORS.

12 (A) OFFENSE DEFINED.--

13 (1) [WHOEVER] (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH

14 (II), WHOEVER, BEING OF THE AGE OF 18 YEARS AND UPWARDS,

15 BY ANY ACT CORRUPTS OR TENDS TO CORRUPT THE MORALS OF ANY

16 MINOR LESS THAN 18 YEARS OF AGE, OR WHO AIDS, ABETS,

1 ENTICES OR ENCOURAGES ANY SUCH MINOR IN THE COMMISSION OF
2 ANY CRIME, OR WHO KNOWINGLY ASSISTS OR ENCOURAGES SUCH
3 MINOR IN VIOLATING HIS OR HER PAROLE OR ANY ORDER OF
4 COURT, COMMITS A MISDEMEANOR OF THE FIRST DEGREE.

5 (II) WHERE THERE IS A COURSE OF CONDUCT THAT
6 VIOLATES THIS PARAGRAPH, THE OFFENSE CONSTITUTES A FELONY
7 OF THE THIRD DEGREE.

8 * * *

9 SECTION 2. SECTION 6312 OF TITLE 18 IS AMENDED BY ADDING A
10 SUBSECTION TO READ:

11 § 6312. Sexual abuse of children.

12 * * *

13 (f.1) Criminal action.--

14 (1) A district attorney shall have the authority to
15 investigate and to institute criminal proceedings for any
16 violation of this section.

17 (2) In addition to the authority conferred upon the
18 Attorney General by the act of October 15, 1980 (P.L.950,
19 No.164), known as the Commonwealth Attorneys Act, the
20 Attorney General shall have the authority to investigate and
21 to institute criminal proceedings for any violation of this
22 section or any series of violations of this section involving
23 more than one county of this Commonwealth or involving any
24 county of this Commonwealth and another state. No person
25 charged with a violation of this section by the Attorney
26 General shall have standing to challenge the authority of the
27 Attorney General to investigate or prosecute the case, and,
28 if any such challenge is made, the challenge shall be
29 dismissed and no relief shall be available in the courts of
30 this Commonwealth to the person making the challenge.

1 * * *

2 Section ~~2~~ 3. This act shall take effect in 60 days.

