

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1025 Session of 2011

INTRODUCED BY CALTAGIRONE, D. COSTA, SCAVELLO, STERN, AUMENT,
BENNINGHOFF, CARROLL, COHEN, CUTLER, DeLUCA, DENLINGER,
FABRIZIO, FLECK, GROVE, HICKERNELL, KORTZ, MAHONEY, MILLARD,
MILNE, PASHINSKI, SANTONI AND SCHRODER, MARCH 14, 2011

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 14, 2011

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 collection of restitution, reparation, fees, costs, fines and
4 penalties.

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

7 Section 1. Section 9728(b)(1) and (2) of Title 42 of the
8 Pennsylvania Consolidated Statutes are amended to read:

9 § 9728. Collection of restitution, reparation, fees, costs,
10 fines and penalties.

11 * * *

12 (b) Procedure.--

13 (1) The county clerk of courts shall, upon sentencing,
14 pretrial disposition or other order, transmit to the
15 prothonotary certified copies of all judgments for
16 restitution, reparation, fees, costs, fines and penalties
17 which, in the aggregate, exceed [\$1,000] \$5,000, and it shall
18 be the duty of each prothonotary to enter and docket the same

1 of record in his office and to index the same as judgments
2 are indexed, without requiring the payment of costs as a
3 condition precedent to the entry thereof. This amount shall
4 be adjusted every three years in accordance with the local
5 urban workers consumer price index.

6 (2) The clerk of courts, in consultation with other
7 appropriate governmental agencies, may transmit to the
8 prothonotary of the respective county certified copies of all
9 judgments for restitution, reparation, fees, costs, fines and
10 penalties which, in the aggregate, do not exceed [\$1,000] the
11 threshold amount set forth in paragraph (1), and, if so
12 transmitted, it shall be the duty of each prothonotary to
13 enter and docket the same of record in his office and to
14 index the same as judgments are indexed, without requiring
15 the payment of costs as a condition precedent to the entry
16 thereof.

17 * * *

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