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## Senate of Pennsylvania

### COMMITTEES

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AGING & YOUTH  
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LOCAL GOVERNMENT  
POLICY

### APPOINTMENTS

TEMPLE UNIVERSITY  
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COMMISSION TASK FORCE ON  
DECEDENTS' ESTATES LAWS  
PHIX ADVISORY COUNCIL

**TO:** All Senators

**DATE:** March 18, 2011

**FROM:** Senator Michael J. Stack **MJS**

**SUBJECT:** Co-Sponsorship

In the near future, I intend to introduce legislation to create a specific home invasion offense within Title 18. Home invasion is defined as a person, without permission, knowingly entering the home of another person, when the homeowner is present or has reason to know that one or more persons is present and does any of the following:

1. Intentionally threatens or causes any bodily injury to any person within the dwelling place; or
2. While armed with a dangerous weapon, other than a firearm, uses force or threatens the imminent use of force upon any person within the dwelling whether or not injury occurs; or
3. While armed with a firearm, uses force or threatens the imminent use of force upon any person within the dwelling whether or not injury occurs.

The home invasion offense will be graded as a felony of the third degree when it is committed without a weapon and convictions shall carry a mandatory minimum sentence of at least one year in prison. Home invasion will be graded as a felony of the second degree when it is committed with a dangerous weapon and convictions shall carry a mandatory minimum sentence of at least three years in prison. Home invasion will be graded as a felony of the first degree when a home invasion is committed using a firearm and convictions shall carry a mandatory minimum sentence of at least five years in prison.

A court may order a term of imprisonment to be served consecutively to any term of imprisonment imposed for any other criminal offense arising from the same crime.

If you have any questions or would like to co-sponsor this legislation, please call my office at 7-9608 or email Cheryl Schill at cschill@pasenate.com.