

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," in administrative boards,
21 further providing for board of pardons.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Section 909(c) of the act of April 9, 1929
25 (P.L.177, No.175), known as The Administrative Code of 1929,
26 amended June 1, 1995 (1st Sp.Sess., P.L.1017, No.15), is amended
27 to read:

1 Section 909. Board of Pardons.--* * *

2 (c) The Board of Pardons shall adopt rules and regulations
3 governing its actions and no hearings or recommendations shall
4 be contrary thereto. In cases involving applicants under
5 sentence of death, the application shall be filed within ten
6 days of the Governor's issuance of a warrant specifying a week
7 for execution. The Board of Pardons shall use the following
8 criteria when adopting rules and regulations:

9 (i) With the exception of applications under the
10 sentence of death, no application submitted for the
11 purpose of requesting a reprieve, commutation of sentence
12 or pardon shall be accepted or reviewed by the Board of
13 Pardons unless the applicant has satisfied criteria in
14 subclause (ii).

15 (ii) Minimum eligibility requirements for applicants
16 shall be as follows:

17 (A) No person shall be deemed eligible to submit
18 an application with the Board of Pardons requesting a
19 pardon until at least five years have elapsed from
20 the date of the person's most recent conviction or
21 release from confinement during instances when a
22 conviction has resulted in any period of
23 imprisonment.

24 (B) No person shall be deemed eligible to submit
25 an application with the Board of Pardons requesting a
26 commutation of sentence until at least five years
27 have elapsed from the date following the person's
28 most recent conviction.

29 (iii) For the purposes of subclause (ii), the term
30 "conviction" shall not include a summary conviction for a

1 traffic violation.

2 * * *

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