

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL  
No. 1655 Session of  
1995

INTRODUCED BY CAPPABIANCA, BEBKO-JONES, SCRIMENTI, SERAFINI,  
BOSCOLA, READSHAW, MANDERINO, KAISER, ITKIN, BELARDI, COY,  
TANGRETTI, HALUSKA, DALEY, PISTELLA, TRELLO AND HERMAN,  
MAY 23, 1995

REFERRED TO COMMITTEE ON JUDICIARY, MAY 23, 1995

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, further providing for  
3 conduct of juvenile hearings.

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

6 Section 1. Section 6336(e) of Title 42 of the Pennsylvania  
7 Consolidated Statutes, amended April 6, 1995 (1st Sp.Sess., P.L.  
8 , No.11), is amended to read:

9 § 6336. Conduct of hearings.

10 \* \* \*

11 (e) Open proceedings.--The general public shall not be  
12 excluded from any hearings under this chapter:

13 (1) Pursuant to a petition alleging delinquency where  
14 the child was 14 years of age or older at the time of the  
15 alleged conduct and the alleged conduct would be considered a  
16 felony if committed by an adult.

17 (2) Pursuant to a petition alleging delinquency where

1 the child was 12 years of age or older at the time of the  
2 alleged conduct and where the alleged conduct would have  
3 constituted one or more of the following offenses if  
4 committed by an adult:

5 (i) Murder.

6 (ii) Voluntary manslaughter.

7 (iii) Aggravated assault as defined in 18 Pa.C.S. §  
8 2702(a)(1) or (2) (relating to aggravated assault).

9 (iv) Arson as defined in 18 Pa.C.S. § 3301(a)(1)  
10 (relating to arson and related offenses).

11 (v) Involuntary deviate sexual intercourse.

12 (vi) Kidnapping.

13 (vii) Rape.

14 (viii) Robbery as defined in 18 Pa.C.S. §  
15 3701(a)(1)(i), (ii) or (iii) (relating to robbery).

16 (ix) Robbery of motor vehicle.

17 (x) Attempt or conspiracy to commit any of the  
18 offenses in this paragraph.

19 Notwithstanding anything in this subsection, the proceedings  
20 shall be closed upon and to the extent of any agreement between  
21 the [child] victim and the attorney for the Commonwealth.

22 \* \* \*

23 Section 2. The amendment of 42 Pa.C.S. § 6336(e) shall apply  
24 to actions initiated on or after the effective date of this act.

25 Section 3. This act shall take effect June 5, 1995, or  
26 immediately, whichever is later.