

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 963 Session of
1999

INTRODUCED BY GANNON, RYAN, BARRAR, BELFANTI, BENNINGHOFF,
DALEY, FEESE, FICHTER, GLADECK, KENNEY, MARSICO, McCALL,
NICKOL, O'BRIEN, ORIE, RAYMOND, READSHAW, RUBLEY, SAINATO,
SATHER, SAYLOR, SERAFINI, STABACK, E. Z. TAYLOR, TRELLO,
WOJNAROSKI, HARHAI, ROSS, BAKER, PETRARCA, DALLY, MELIO,
STEELMAN, PRESTON, RAMOS, HORSEY, CLARK, CIVERA, CORRIGAN,
DeLUCA, J. TAYLOR AND WASHINGTON, MARCH 22, 1999

SENATOR GREENLEAF, JUDICIARY, IN SENATE, AS AMENDED,
JUNE 8, 1999

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 DEPOSITS IN THE JUDICIAL COMPUTER SYSTEM AUGMENTATION ACCOUNT <—
4 AND FOR sentencing procedure for murder of the first degree.

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

7 ~~Section 1. Section 9711(i) of Title 42 of the Pennsylvania~~ <—
8 ~~Consolidated Statutes is amended to read:~~

9 SECTION 1. SECTIONS 3733(A) AND 9711(I) OF TITLE 42 OF THE <—
10 PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO READ:

11 § 3733. DEPOSITS INTO ACCOUNT.

12 (A) GENERAL RULE.--BEGINNING JULY 1, 1987, AND THEREAFTER,
13 THE TOTAL OF ALL FINES, FEES AND COSTS COLLECTED BY ANY DIVISION
14 OF THE UNIFIED JUDICIAL SYSTEM WHICH ARE IN EXCESS OF THE AMOUNT
15 COLLECTED FROM SUCH SOURCES IN THE FISCAL YEAR 1986-1987 SHALL

1 BE DEPOSITED IN THE JUDICIAL COMPUTER SYSTEM AUGMENTATION
2 ACCOUNT. ANY FINES, FEES OR COSTS WHICH ARE ALLOCATED BY LAW OR
3 OTHERWISE DIRECTED TO THE PENNSYLVANIA FISH AND BOAT COMMISSION,
4 TO THE PENNSYLVANIA GAME COMMISSION OR TO COUNTIES AND
5 MUNICIPALITIES, TO THE CRIME VICTIM'S COMPENSATION BOARD, TO THE
6 COMMISSION ON CRIME AND DELINQUENCY FOR VICTIM-WITNESS SERVICES
7 GRANTS UNDER SECTION 477.15(C) OF THE ACT OF APRIL 9, 1929
8 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929, TO
9 RAPE CRISIS CENTERS, TO THE EMERGENCY MEDICAL SERVICES OPERATING
10 FUND, TO THE CHILD PASSENGER RESTRAINT FUND OR TO DOMESTIC
11 VIOLENCE SHELTERS SHALL NOT BE AFFECTED BY THIS SUBCHAPTER.

12 * * *

13 § 9711. Sentencing procedure for murder of the first degree.

14 * * *

15 (i) Record of death sentence to Governor.--[Within 90 days
16 of the date a sentence of death is upheld by the Supreme Court]
17 Where a sentence of death is upheld by the Supreme Court, the
18 prothonotary of the Supreme Court shall transmit to the Governor
19 a full and complete record of the trial, sentencing hearing,
20 imposition of sentence and [review] opinion by the Supreme Court
21 within 30 days of one of the following:

22 (1) the expiration of the time period for filing a
23 petition for writ of certiorari or extension thereof;

24 (2) the denial of a petition for writ of certiorari; or

25 (3) the disposition of the appeal by the United States
26 Supreme Court, if that court grants the petition for writ of
27 certiorari. Notice of this transmission shall

28 contemporaneously be provided to the Secretary of
29 Corrections.

30 * * *

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