

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 818 Session of  
2001

INTRODUCED BY O'PAKE, MELLOW, MUSTO, LAVALLE, BOSCOLA, COSTA,  
WAGNER, LOGAN, TARTAGLIONE, BODACK, GREENLEAF AND HOLL,  
MAY 2, 2001

REFERRED TO JUDICIARY, MAY 2, 2001

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, further providing for law  
3 enforcement records.

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

6 Section 1. Section 6308(b)(1) of Title 42 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 6308. Law enforcement records.

9 \* \* \*

10 (b) Public availability.--

11 (1) The contents of law enforcement records and files  
12 concerning a child shall not be disclosed to the public  
13 except if the child is 14 or more years of age at the time of  
14 the alleged conduct and if any of the following apply:

15 (i) The child has been adjudicated delinquent by a  
16 court as a result of an act or acts which include the  
17 elements of rape, kidnapping, murder, robbery, arson,  
18 burglary, violation of 18 Pa.C.S. § 6312 (relating to

1        sexual abuse of children) or section 13(a)(30) of the act  
2        of April 14, 1972 (P.L.233, No.64), known as The  
3        Controlled Substance, Drug, Device and Cosmetic Act, or  
4        other act involving the use of or threat of serious  
5        bodily harm.

6            (ii) A petition alleging delinquency has been filed  
7        by a law enforcement agency alleging that the child has  
8        committed an act or acts which include the elements of  
9        rape, kidnapping, murder, robbery, arson, burglary,  
10       violation of 18 Pa.C.S. § 6312 or section 13(a)(30) of  
11       The Controlled Substance, Drug, Device and Cosmetic Act,  
12       or other act involving the use of or threat of serious  
13       bodily harm and the child previously has been adjudicated  
14       delinquent by a court as a result of an act or acts which  
15       included the elements of one of such crimes.

16        \* \* \*

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