



1 § 6102. DEFINITIONS.

2 (A) GENERAL RULE.--THE FOLLOWING WORDS AND PHRASES WHEN USED  
3 IN THIS CHAPTER SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS  
4 SECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

5 \* \* \*

6 "HEARING OFFICER." A MAGISTERIAL DISTRICT JUDGE, JUDGE OF  
7 THE PHILADELPHIA MUNICIPAL COURT, [BAIL COMMISSIONER]  
8 ARRAIGNMENT COURT MAGISTRATE APPOINTED UNDER 42 PA.C.S. § 1123  
9 (RELATING TO JURISDICTION AND VENUE), MASTER APPOINTED UNDER 42  
10 PA.C.S. § 1126 (RELATING TO MASTERS) AND MASTER FOR EMERGENCY  
11 RELIEF.

12 \* \* \*

13 SECTION 2. SECTIONS 911(A), 1123(A)(5) AND (5.1) AND 1125 OF  
14 TITLE 42 ARE AMENDED TO READ:

15 § 911. COURTS OF COMMON PLEAS.

16 (A) GENERAL RULE.--THERE SHALL BE ONE COURT OF COMMON PLEAS  
17 FOR EACH JUDICIAL DISTRICT OF THIS COMMONWEALTH CONSISTING OF  
18 THE FOLLOWING NUMBER OF JUDGES:

19		NUMBER OF
20	JUDICIAL DISTRICT	JUDGES
21	FIRST	93
22	SECOND	15
23	THIRD	[8] <u>9</u>
24	FOURTH	1
25	FIFTH	43
26	SIXTH	9
27	SEVENTH	13
28	EIGHTH	3
29	NINTH	[5] <u>6</u>
30	TENTH	11

1	ELEVENTH	10
2	TWELFTH	[ 8 ] <u>10</u>
3	THIRTEENTH	2
4	FOURTEENTH	5
5	FIFTEENTH	14
6	SIXTEENTH	3
7	SEVENTEENTH	2
8	EIGHTEENTH	1
9	NINETEENTH	[ 14 ] <u>15</u>
10	TWENTIETH	1
11	TWENTY-FIRST	6
12	TWENTY-SECOND	1
13	TWENTY-THIRD	13
14	TWENTY-FOURTH	5
15	TWENTY-FIFTH	2
16	TWENTY-SIXTH	2
17	TWENTY-SEVENTH	6
18	TWENTY-EIGHTH	2
19	TWENTY-NINTH	5
20	THIRTIETH	3
21	THIRTY-FIRST	10
22	THIRTY-SECOND	[ 19 ] <u>20</u>
23	THIRTY-THIRD	2
24	THIRTY-FOURTH	1
25	THIRTY-FIFTH	4
26	THIRTY-SIXTH	7
27	THIRTY-SEVENTH	2
28	THIRTY-EIGHTH	[ 21 ] <u>23</u>
29	THIRTY-NINTH	[ 4 ] <u>5</u>
30	FORTIETH	3

1	FORTY-FIRST	2
2	FORTY-SECOND	2
3	FORTY-THIRD	6
4	FORTY-FOURTH	1
5	FORTY-FIFTH	[ 8 ] <u>9</u>
6	FORTY-SIXTH	2
7	FORTY-SEVENTH	5
8	FORTY-EIGHTH	2
9	FORTY-NINTH	4
10	FIFTIETH	6
11	FIFTY-FIRST	[ 3 ] <u>4</u>
12	FIFTY-SECOND	4
13	FIFTY-THIRD	4
14	FIFTY-FOURTH	1
15	FIFTY-FIFTH	1
16	FIFTY-SIXTH	[ 2 ] <u>3</u>
17	FIFTY-SEVENTH	2
18	FIFTY-EIGHTH	2
19	FIFTY-NINTH	1
20	SIXTIETH	2

21 \* \* \*

22 § 1123. JURISDICTION AND VENUE.

23 (A) GENERAL RULE.--EXCEPT AS OTHERWISE PRESCRIBED BY ANY  
 24 GENERAL RULE ADOPTED PURSUANT TO SECTION 503 (RELATING TO  
 25 REASSIGNMENT OF MATTERS), THE PHILADELPHIA MUNICIPAL COURT SHALL  
 26 HAVE JURISDICTION OF THE FOLLOWING MATTERS:

27 \* \* \*

28 (5) AS COMMISSIONERS TO PRESIDE AT ARRAIGNMENTS, FIX AND  
 29 ACCEPT BAIL, ISSUE WARRANTS AND PERFORM DUTIES OF A SIMILAR  
 30 NATURE, INCLUDING THE JURISDICTION OF A COMMITTING MAGISTRATE

1 IN ALL CRIMINAL PROCEEDINGS. IN ADDITION TO THE EXERCISE OF  
2 THE POWERS BY THE JUDGES SET FORTH IN THIS PARAGRAPH, THE  
3 PHILADELPHIA MUNICIPAL COURT, THROUGH THE PRESIDENT JUDGE AND  
4 A MAJORITY OF THE JUDGES OF THE COURT, SHALL HAVE THE POWER  
5 TO APPOINT FOR FOUR-YEAR TERMS SIX [BAIL COMMISSIONERS]  
6 ARRAIGNMENT COURT MAGISTRATES, TO ADMINISTER OATHS AND  
7 AFFIRMATIONS, PRESIDE AT PRELIMINARY ARRAIGNMENTS, ASSIGN  
8 COUNSEL IN CERTAIN CASES, ISSUE CRIMINAL COMPLAINTS, FIX BAIL  
9 AND ISSUE ARREST WARRANTS AND SEARCH AND SEIZURE WARRANTS.  
10 THE [BAIL COMMISSIONERS] ARRAIGNMENT COURT MAGISTRATES SHALL  
11 BE EMPLOYEES OF THE COMMONWEALTH AND THEY SHALL RECEIVE AN  
12 ANNUAL SALARY EQUAL TO THE SALARY OF AN ASSOCIATE JUDGE OF  
13 THE TRAFFIC COURT OF PHILADELPHIA. THE METHOD OF SELECTION  
14 AND APPOINTMENT AND REMOVAL OF [BAIL COMMISSIONERS]  
15 ARRAIGNMENT COURT MAGISTRATES AND ESTABLISHING STANDARDS OF  
16 CONDUCT AND THE RIGHTS, RESPONSIBILITIES AND AUTHORITY OF THE  
17 [BAIL COMMISSIONERS] ARRAIGNMENT COURT MAGISTRATES AND THE  
18 PROCEDURES FOR APPEALING FROM THE DECISIONS OF THE [BAIL  
19 COMMISSIONERS] ARRAIGNMENT COURT MAGISTRATES SHALL BE  
20 PROVIDED BY LOCAL RULES ADOPTED BY THE MUNICIPAL COURT.

21 (5.1) IN ADDITION TO THE EXERCISE OF THE POWERS BY THE  
22 JUDGES SET FORTH IN THIS SECTION, THE PRESIDENT JUDGE OF THE  
23 PHILADELPHIA MUNICIPAL COURT MAY APPOINT [BAIL COMMISSIONERS]  
24 ARRAIGNMENT COURT MAGISTRATES, PERSONS WHO COMPLETE A  
25 TRAINING PROGRAM AS SHALL BE PROVIDED BY LOCAL RULES ADOPTED  
26 BY THE PRESIDENT JUDGE OF THE PHILADELPHIA MUNICIPAL COURT,  
27 OR ATTORNEYS WHO ARE IN GOOD STANDING AND ARE ADMITTED TO THE  
28 PENNSYLVANIA BAR AS JUDGES PRO TEMPORE TO ACCEPT GUILTY PLEAS  
29 AND IMPOSE SENTENCES IN ACCORDANCE WITH PLEAS FOR SUMMARY  
30 OFFENSES. A JUDGE PRO TEMPORE MUST BE AN INDEPENDENT

1 CONTRACTOR HIRED BY THE PHILADELPHIA MUNICIPAL COURT AND  
2 SHALL RECEIVE SUCH COMPENSATION AND SHALL SERVE AT SUCH HOURS  
3 AS AGREED TO BETWEEN THE JUDGE PRO TEMPORE AND THE PRESIDENT  
4 JUDGE OF THE PHILADELPHIA MUNICIPAL COURT. THE METHODS OF  
5 SELECTION, APPOINTMENT AND REMOVAL OF JUDGES PRO TEMPORE AND  
6 OF ESTABLISHING STANDARDS OF CONDUCT AND THE RIGHTS,  
7 RESPONSIBILITIES AND AUTHORITY OF THE JUDGES PRO TEMPORE AND  
8 THE PROCEDURES FOR APPEALING DECISIONS OF THE JUDGES PRO  
9 TEMPORE SHALL BE PROVIDED BY LOCAL RULES ADOPTED BY THE  
10 PRESIDENT JUDGE OF THE PHILADELPHIA MUNICIPAL COURT.

11 \* \* \*

12 § 1125. SUBSTITUTE [BAIL COMMISSIONERS] ARRAIGNMENT COURT  
13 MAGISTRATES.

14 THE PRESIDENT JUDGE OF THE PHILADELPHIA MUNICIPAL COURT MAY  
15 APPOINT QUALIFIED ATTORNEYS WHO ARE COURT EMPLOYEES TO ACT AS  
16 SUBSTITUTE [BAIL COMMISSIONERS] ARRAIGNMENT COURT MAGISTRATES  
17 DURING AN EMERGENCY UPON A WRITTEN FINDING BY THE PRESIDENT  
18 JUDGE THAT AN EMERGENCY EXISTS.

19 SECTION 3. SECTION 2131 OF TITLE 42, AMENDED NOVEMBER 29,  
20 1990 (P.L.574, NO.147), AMENDMENT DECLARED UNCONSTITUTIONAL 598  
21 A.2D 985 (PA. 1992), AND AMENDMENT REPEALED JULY 9, 1992  
22 (P.L.689, NO.102), IS REENACTED AND AMENDED TO READ:

23 § 2131. MINOR JUDICIARY EDUCATION BOARD.

24 (A) GENERAL RULE.--THE MINOR JUDICIARY EDUCATION BOARD SHALL  
25 CONSIST OF SUCH MEMBERS [SELECTED] AS PROVIDED IN THIS  
26 SUBCHAPTER.

27 (B) SEAL.--THE MINOR JUDICIARY EDUCATION BOARD SHALL HAVE A  
28 SEAL ENGRAVED WITH ITS NAME AND SUCH OTHER INSCRIPTION AS MAY BE  
29 SPECIFIED BY GENERAL RULE. A FACSIMILE OR PREPRINTED SEAL MAY BE  
30 USED FOR ALL PURPOSES IN LIEU OF THE ORIGINAL SEAL.

1 SECTION 4. SECTION 2132 OF TITLE 42, AMENDED NOVEMBER 29,  
2 1990 (P.L.574, NO.147), AMENDMENT DECLARED UNCONSTITUTIONAL 598  
3 A.2D 985 (PA. 1992), AMENDMENT REPEALED JULY 9, 1992 (P.L.689,  
4 NO.102), AND AMENDED NOVEMBER 30, 2004 (P.L.1618, NO.207), IS  
5 REENACTED AND AMENDED TO READ:

6 § 2132. COMPOSITION OF BOARD.

7 (A) GENERAL RULE.--THE MINOR JUDICIARY EDUCATION BOARD SHALL  
8 CONSIST OF THE FOLLOWING APPOINTED BY THE [GOVERNOR.  
9 APPOINTMENTS MADE AFTER THE EFFECTIVE DATE OF THIS AMENDATORY  
10 ACT SHALL REQUIRE THE CONSENT OF A MAJORITY OF THE MEMBERS  
11 ELECTED TO THE SENATE] SUPREME COURT:

12 (1) THREE PERSONS WHO SHALL BE JUDGES OF [THE PITTSBURGH  
13 MAGISTRATES COURT OR] THE TRAFFIC COURT OF PHILADELPHIA OR  
14 MAGISTERIAL DISTRICT JUDGES.

15 (2) THREE MEMBERS OF THE BAR OF THIS COMMONWEALTH.

16 (3) ONE LAY ELECTOR.

17 (B) TERMS OF OFFICE.--THE MEMBERS OF THE BOARD SHALL SERVE  
18 FOR TERMS OF [FIVE] THREE YEARS AND UNTIL A SUCCESSOR HAS BEEN  
19 APPOINTED [AND QUALIFIED]. A VACANCY ON THE BOARD SHALL BE  
20 FILLED FOR THE BALANCE OF THE TERM.

21 (C) COMPENSATION.--MEMBERS OF THE BOARD SHALL RECEIVE SUCH  
22 FEES [OR SALARY] AS SHALL BE FIXED BY THE [GOVERNING AUTHORITY  
23 IN THE MANNER PROVIDED BY SECTION 503(B) (RELATING TO  
24 PROCEDURES)] SUPREME COURT.

25 SECTION 5. SECTIONS 2133 AND 2134 OF TITLE 42 ARE AMENDED TO  
26 READ:

27 § 2133. ORGANIZATION.

28 [ANNUALLY THE MINOR JUDICIARY EDUCATION BOARD SHALL ELECT]  
29 THE SUPREME COURT SHALL APPOINT A CHAIRMAN AND OTHER OFFICERS OF  
30 THE BOARD, WHO SHALL HOLD OFFICE AT THE PLEASURE OF THE [BOARD]

1 SUPREME COURT. THE BOARD SHALL ACT ONLY WITH THE CONCURRENCE OF  
2 A MAJORITY OF ITS MEMBERS.

3 § 2134. STAFF.

4 [THE ADMINISTRATIVE OFFICE SHALL PROVIDE SUCH STAFF  
5 ASSISTANCE AS THE MINOR JUDICIARY EDUCATION BOARD MAY REQUIRE.]

6 SUBJECT TO THE APPROVAL OF THE SUPREME COURT, THE MINOR  
7 JUDICIARY EDUCATION BOARD SHALL APPOINT A DIRECTOR AND SHALL  
8 AUTHORIZE SUCH OTHER STAFF POSITIONS AS MAY BE NECESSARY.

9 SECTION 6. THE DEFINITIONS OF "BAIL COMMISSIONER" AND  
10 "JUDGE" IN SECTION 3111 OF TITLE 42 ARE AMENDED TO READ:

11 § 3111. DEFINITIONS.

12 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBCHAPTER  
13 SHALL HAVE, UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE, THE  
14 MEANINGS GIVEN TO THEM IN THIS SECTION:

15 "BAIL COMMISSIONER." [A BAIL COMMISSIONER] AN ARRAIGNMENT  
16 COURT MAGISTRATE OF THE PHILADELPHIA MUNICIPAL COURT.

17 \* \* \*

18 "JUDGE." A JUDGE OF THE [PITTSBURGH MAGISTRATES COURT OR  
19 THE] TRAFFIC COURT OF PHILADELPHIA.

20 SECTION 7. SECTIONS 3113, 3114, 3115, 3116, 3118, 3119, 6333  
21 AND 9795.1(A) AND (B) OF TITLE 42 ARE AMENDED TO READ:

22 § 3113. CONTENT OF COURSE OF INSTRUCTION AND EXAMINATION.

23 (A) GENERAL RULE.--[THE] SUBJECT TO THE APPROVAL OF THE  
24 SUPREME COURT, THE BOARD SHALL PRESCRIBE AND APPROVE THE SUBJECT  
25 MATTER AND THE EXAMINATION FOR THE COURSE OF TRAINING AND  
26 INSTRUCTION REQUIRED BY THIS SUBCHAPTER. THE [ADMINISTRATIVE  
27 OFFICE] STAFF AUTHORIZED BY SUBCHAPTER D OF CHAPTER 21 (RELATING  
28 TO MINOR JUDICIARY EDUCATION BOARD) SHALL, SUBJECT TO THE  
29 DIRECTION OF THE BOARD, ADMINISTER THE COURSE OF TRAINING AND  
30 INSTRUCTION AND CONDUCT THE EXAMINATION. THE [ADMINISTRATIVE



1 OFFICE] STAFF SHALL CONDUCT THE COURSE OF TRAINING AND  
2 EXAMINATION AT SUCH TIMES, AT SUCH PLACES AND IN SUCH MANNER AS  
3 THE REGULATIONS OF THE BOARD MAY PRESCRIBE. THE BOARD SHALL MAKE  
4 THE COURSE OF TRAINING AND INSTRUCTION AVAILABLE AT SUCH TIMES  
5 SO AS TO INSURE THAT ANY MAGISTERIAL DISTRICT JUDGE, [BAIL  
6 COMMISSIONER] ARRAIGNMENT COURT MAGISTRATE OR JUDGE ELECTED OR  
7 APPOINTED MAY QUALIFY TO ASSUME OFFICE AS SOON AS POSSIBLE.

8 (B) CONTENT OF COURSE.--THE COURSE OF TRAINING AND  
9 INSTRUCTION SHALL NOT EXCEED FOUR WEEKS IN DURATION AND SHALL  
10 CONSIST OF A MINIMUM OF 40 HOURS OF CLASS INSTRUCTION IN CIVIL  
11 AND CRIMINAL LAW, INCLUDING EVIDENCE AND PROCEDURE, SUMMARY  
12 PROCEEDINGS, MOTOR VEHICLES AND COURSES IN JUDICIAL ETHICS, IN  
13 THE CASE OF ALL SUCH OFFICIALS EXCEPT [BAIL COMMISSIONERS]  
14 ARRAIGNMENT COURT MAGISTRATES, IN WHICH CASE [IT] THE COURSE OF  
15 TRAINING SHALL CONSIST OF A MINIMUM OF 30 HOURS OF CLASS  
16 INSTRUCTION IN CRIMINAL LAW, SEARCH AND SEIZURE, ARREST AND BAIL  
17 PRACTICES AND PROCEDURES, AND EXCEPT JUDGES OF THE TRAFFIC COURT  
18 OF PHILADELPHIA, IN WHICH CASE [IT] THE COURSE OF TRAINING SHALL  
19 CONSIST OF A MINIMUM OF 20 HOURS OF CLASS INSTRUCTION IN SUMMARY  
20 PROCEEDINGS AND LAWS RELATING TO MOTOR VEHICLES.

21 § 3114. ADMISSION OF INTERESTED PERSONS.

22 IN ADDITION TO THOSE REQUIRED BY THIS SUBCHAPTER TO COMPLETE  
23 THE COURSE OF TRAINING AND INSTRUCTION AND SUCCESSFULLY PASS AN  
24 EXAMINATION PRIOR TO ASSUMING OFFICE, ANY INTERESTED PERSON MAY  
25 APPLY TO THE [ADMINISTRATIVE OFFICE] BOARD TO BE ENROLLED IN THE  
26 COURSE OF TRAINING AND INSTRUCTION AND TAKE THE EXAMINATION. ANY  
27 SUCH INTERESTED PERSON WHO SUCCESSFULLY COMPLETES THE COURSE OF  
28 TRAINING AND PASSES THE EXAMINATION, AND WHO SUBSEQUENTLY IS  
29 ELECTED OR APPOINTED TO THE OFFICE OF MAGISTERIAL DISTRICT  
30 JUDGE, [BAIL COMMISSIONER] ARRAIGNMENT COURT MAGISTRATE OR JUDGE

1 MAY SECURE A CERTIFICATE FROM THE ADMINISTRATIVE OFFICE AS  
2 PROVIDED IN SECTION 3115 (RELATING TO CERTIFICATION OF  
3 SUCCESSFUL COMPLETION OF COURSE OF TRAINING) WITHOUT AGAIN  
4 TAKING THE COURSE OF TRAINING AND INSTRUCTION AND PASSING THE  
5 EXAMINATION REQUIRED BY THIS SUBCHAPTER PRIOR TO ASSUMING SUCH  
6 OFFICE.

7 § 3115. CERTIFICATION OF SUCCESSFUL COMPLETION OF COURSE OF  
8 TRAINING.

9 UPON THE SUCCESSFUL COMPLETION OF THE COURSE OF TRAINING AND  
10 INSTRUCTION AND EXAMINATION, THE ADMINISTRATIVE OFFICE SHALL  
11 ISSUE TO A PERSON ELECTED OR APPOINTED AS A MAGISTERIAL DISTRICT  
12 JUDGE, [BAIL COMMISSIONER] ARRAIGNMENT COURT MAGISTRATE OR JUDGE  
13 A CERTIFICATE IN THE FORM PRESCRIBED BY THE BOARD, CERTIFYING  
14 THAT SUCH PERSON IS QUALIFIED TO PERFORM HIS DUTIES AS REQUIRED  
15 BY THE CONSTITUTION OF PENNSYLVANIA. SUCH CERTIFICATE SHALL BE  
16 FILED IN THE OFFICE OF THE CLERK OF THE COURT OF COMMON PLEAS OF  
17 THE JUDICIAL DISTRICT EMBRACING THE DISTRICT TO BE SERVED BY THE  
18 MAGISTERIAL DISTRICT JUDGE, [BAIL COMMISSIONER] ARRAIGNMENT  
19 COURT MAGISTRATE OR JUDGE.

20 § 3116. EFFECT OF FAILURE TO OBTAIN CERTIFICATE.

21 IN THE EVENT THAT ANY MAGISTERIAL DISTRICT JUDGE OR JUDGE  
22 FAILS TO FILE THE CERTIFICATE PROVIDED FOR BY SECTION 3115  
23 (RELATING TO CERTIFICATION OF SUCCESSFUL COMPLETION OF COURSE OF  
24 TRAINING) IN THE MANNER THEREIN PROVIDED WITHIN NINE MONTHS  
25 AFTER THE MAGISTERIAL DISTRICT JUDGE'S OR JUDGE'S ELECTION OR  
26 APPOINTMENT, THAT OFFICE SHALL BECOME VACANT, AND SUCH VACANCY  
27 SHALL BE FILLED AS PROVIDED IN THIS CHAPTER.

28 § 3118. CONTINUING EDUCATION REQUIREMENT.

29 (A) MAGISTERIAL DISTRICT JUDGES.--EVERY MAGISTERIAL DISTRICT  
30 JUDGE SHALL COMPLETE A CONTINUING EDUCATION PROGRAM EACH YEAR

1 EQUIVALENT TO NOT LESS THAN 32 HOURS PER YEAR IN SUCH COURSES OR  
2 PROGRAMS AS ARE APPROVED BY THE BOARD. IF A MAGISTERIAL DISTRICT  
3 JUDGE FAILS TO MEET THESE CONTINUING EDUCATION REQUIREMENTS,  
4 SUCH JUDGE SHALL BE SUBJECT TO SUSPENSION BY THE SUPREME COURT  
5 UNTIL SUCH TIME AS EVIDENCE OF COMPLIANCE WITH SUCH REQUIREMENTS  
6 IS SUBMITTED BY THE BOARD, BUT IN NO EVENT LONGER THAN SIX  
7 MONTHS AT WHICH TIME THE FAILURE TO MEET THE CONTINUING  
8 EDUCATION REQUIREMENTS SHALL BE GROUNDS FOR THE SUPREME COURT,  
9 AFTER A HEARING, TO DECLARE A VACANCY IN THAT DISTRICT.

10 (B) [BAIL COMMISSIONERS.--EVERY BAIL COMMISSIONER]  
11 ARRAIGNMENT COURT MAGISTRATES.--EVERY ARRAIGNMENT COURT  
12 MAGISTRATE SHALL COMPLETE A CONTINUING EDUCATION PROGRAM EACH  
13 YEAR EQUIVALENT TO NOT LESS THAN 20 HOURS PER YEAR IN SUCH  
14 COURSES OR PROGRAMS AS ARE APPROVED BY THE BOARD.

15 § 3119. RULES AND REGULATIONS.

16 THE [ADMINISTRATIVE OFFICE] BOARD SHALL HAVE THE POWER TO  
17 PROMULGATE, WITH THE APPROVAL OF THE [BOARD] SUPREME COURT, SUCH  
18 RULES AND REGULATIONS AS ARE NECESSARY TO CARRY OUT ITS DUTIES  
19 UNDER THIS SUBCHAPTER.

20 § 6333. Subpoena.

21 (a) General rule.--Upon application of a child, parent,  
22 guardian, custodian, probation officer, district attorney, or  
23 other party to the proceedings, the court, master, or the clerk  
24 of the court shall issue, or the court or master may on its own  
25 motion issue, subpoenas requiring attendance and testimony of  
26 witnesses and production of papers at any hearing under this  
27 chapter.

28 (b) Copy to parents, guardians and custodians.--

29 (1) A copy of the subpoena requiring attendance and  
30 testimony of a witness who is under 18 years of age shall be

1 issued to the parent, guardian or other custodian of the  
2 witness in addition to the issuance of the subpoena for the  
3 witness.

4 (2) The court may waive issuance of the copy under  
5 paragraph (1) for cause shown in a specific case.

6 § 9795.1. REGISTRATION. ←

7 (A) TEN-YEAR REGISTRATION.--THE FOLLOWING INDIVIDUALS SHALL  
8 BE REQUIRED TO REGISTER WITH THE PENNSYLVANIA STATE POLICE FOR A  
9 PERIOD OF TEN YEARS:

10 (1) INDIVIDUALS CONVICTED OF ANY OF THE FOLLOWING  
11 OFFENSES:

12 18 PA.C.S. § 2901 (RELATING TO KIDNAPPING) WHERE THE  
13 VICTIM IS A MINOR.

14 18 PA.C.S. § 2910 (RELATING TO LURING A CHILD INTO A  
15 MOTOR VEHICLE OR STRUCTURE).

16 18 PA.C.S. § 3124.2 (RELATING TO INSTITUTIONAL SEXUAL  
17 ASSAULT).

18 18 PA.C.S. § 3126 (RELATING TO INDECENT ASSAULT)  
19 WHERE THE OFFENSE IS GRADED AS A MISDEMEANOR OF THE FIRST  
20 DEGREE OR HIGHER.

21 18 PA.C.S. § 4302 (RELATING TO INCEST) WHERE THE  
22 VICTIM IS 12 YEARS OF AGE OR OLDER BUT UNDER 18 YEARS OF  
23 AGE.

24 18 PA.C.S. § 5902(B) (RELATING TO PROSTITUTION AND  
25 RELATED OFFENSES) WHERE THE ACTOR PROMOTES THE  
26 PROSTITUTION OF A MINOR.

27 18 PA.C.S. § 5903(A)(3), (4), (5) OR (6) (RELATING TO  
28 OBSCENE AND OTHER SEXUAL MATERIALS AND PERFORMANCES)  
29 WHERE THE VICTIM IS A MINOR.

30 18 PA.C.S. § 6312 (RELATING TO SEXUAL ABUSE OF

1 CHILDREN).

2 18 PA.C.S. § 6318 (RELATING TO UNLAWFUL CONTACT WITH  
3 MINOR).

4 18 PA.C.S. § 6320 (RELATING TO SEXUAL EXPLOITATION OF  
5 CHILDREN).

6 (2) INDIVIDUALS CONVICTED OF AN ATTEMPT, CONSPIRACY OR  
7 SOLICITATION TO COMMIT ANY OF THE OFFENSES UNDER PARAGRAPH  
8 (1) OR SUBSECTION (B)(2).

9 (3) INDIVIDUALS CURRENTLY RESIDING IN THIS COMMONWEALTH  
10 WHO HAVE BEEN CONVICTED OF OFFENSES SIMILAR TO THE CRIMES  
11 CITED IN PARAGRAPHS (1) AND (2) UNDER THE LAWS OF THE UNITED  
12 STATES OR ONE OF ITS TERRITORIES OR POSSESSIONS, ANOTHER  
13 STATE, THE DISTRICT OF COLUMBIA, THE COMMONWEALTH OF PUERTO  
14 RICO OR A FOREIGN NATION, OR UNDER A FORMER LAW OF THIS  
15 COMMONWEALTH.

16 (B) LIFETIME REGISTRATION.--THE FOLLOWING INDIVIDUALS SHALL  
17 BE SUBJECT TO LIFETIME REGISTRATION:

18 (1) AN INDIVIDUAL WITH TWO OR MORE CONVICTIONS OF ANY OF  
19 THE OFFENSES SET FORTH IN SUBSECTION (A).

20 (2) INDIVIDUALS CONVICTED OF ANY OF THE FOLLOWING  
21 OFFENSES:

22 18 PA.C.S. § 3121 (RELATING TO RAPE).

23 18 PA.C.S. § 3123 (RELATING TO INVOLUNTARY DEVIATE  
24 SEXUAL INTERCOURSE).

25 18 PA.C.S. § 3124.1 (RELATING TO SEXUAL ASSAULT).

26 18 PA.C.S. § 3125 (RELATING TO AGGRAVATED INDECENT  
27 ASSAULT).

28 18 PA.C.S. § 4302 (RELATING TO INCEST) WHEN THE  
29 VICTIM IS UNDER 12 YEARS OF AGE.

30 (3) SEXUALLY VIOLENT PREDATORS.

1 (4) INDIVIDUALS CURRENTLY RESIDING IN THIS COMMONWEALTH  
2 WHO HAVE BEEN CONVICTED OF OFFENSES SIMILAR TO THE CRIMES  
3 CITED IN PARAGRAPH (2) UNDER THE LAWS OF THE UNITED STATES OR  
4 ONE OF ITS TERRITORIES OR POSSESSIONS, ANOTHER STATE, THE  
5 DISTRICT OF COLUMBIA, THE COMMONWEALTH OF PUERTO RICO OR A  
6 FOREIGN NATION, OR UNDER A FORMER LAW OF THIS COMMONWEALTH.

7 \* \* \*

8 ~~Section 2. This act shall take effect in 60 days.~~ <—

9 SECTION 8. (A) THE PROVISIONS OF 42 PA.C.S. § 3135 SHALL <—  
10 NOT BE APPLICABLE TO THE SELECTION OF JUDGES FOR THE JUDGESHIPS  
11 CREATED IN THE AMENDMENT OF 42 PA.C.S. § 911(A).

12 (B) (1) EXCEPT AS OTHERWISE PROVIDED UNDER PARAGRAPH (2),  
13 THE NEW JUDGESHIPS ADDED BY THE AMENDMENT OF 42 PA.C.S. §  
14 911(A) SHALL BE ESTABLISHED ON JANUARY 4, 2010, AND SHALL BE  
15 INITIALLY FILLED BY ELECTION AT THE 2009 MUNICIPAL ELECTION.

16 (2) THE NEW JUDGESHIP FOR THE NINTH JUDICIAL DISTRICT OF  
17 THIS COMMONWEALTH ADDED BY THE AMENDMENT OF 42 PA.C.S. §  
18 911(A) SHALL BE ESTABLISHED ON JANUARY 2, 2012, AND SHALL BE  
19 INITIALLY FILLED BY ELECTION AT THE 2011 MUNICIPAL ELECTION.

20 SECTION 9. REFERENCES IN OTHER LAW TO A BAIL COMMISSIONER  
21 SHALL BE DEEMED TO BE A REFERENCE TO AN ARRAIGNMENT COURT  
22 MAGISTRATE.

23 SECTION 10. NOTHING IN THIS ACT SHALL BE CONSTRUED OR DEEMED  
24 TO PROVIDE ARRAIGNMENT COURT MAGISTRATES WITH RETIREMENT  
25 BENEFITS OR RIGHTS DIFFERENT FROM THOSE AVAILABLE TO BAIL  
26 COMMISSIONERS IMMEDIATELY PRIOR TO THE EFFECTIVE DATE OF THIS  
27 ACT.

28 SECTION 11. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

29 (1) THE FOLLOWING PROVISIONS OF THIS ACT SHALL TAKE  
30 EFFECT IMMEDIATELY:

1 (I) THE AMENDMENT OF 42 PA.C.S. § 911(A).

2 (II) THIS SECTION.

3 (III) SECTION 8 OF THIS ACT.

4 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60  
5 DAYS.