

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2046 Session of  
2007

INTRODUCED BY MURT, PARKER, BELFANTI, BENNINGTON, BOBACK,  
BRENNAN, BROOKS, CURRY, DePASQUALE, EVERETT, FRANKEL, GABIG,  
GINGRICH, GODSHALL, HARHART, HARPER, HELM, HENNESSEY,  
HERSHEY, HESS, JOSEPHS, KAUFFMAN, LEACH, LENTZ, MAHONEY,  
MAJOR, MANN, MARSHALL, MILNE, MOYER, MUNDY, MYERS,  
M. O'BRIEN, O'NEILL, PAYTON, PETRARCA, PETRI, PICKETT, QUINN,  
RAPP, REICHLEY, ROAE, ROSS, SABATINA, SAYLOR, SCHRODER,  
SIPTROTH, R. STEVENSON, SWANGER, R. TAYLOR, THOMAS, TRUE,  
VEREB, WAGNER, WATERS, WATSON AND YOUNGBLOOD,  
NOVEMBER 21, 2007

REFERRED TO COMMITTEE ON JUDICIARY, NOVEMBER 21, 2007

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, prohibiting mutilation of female  
3 genitalia.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 3131. Female mutilation.

9 (a) Offense defined.--A person commits female mutilation  
10 when:

11 (1) the person knowingly circumcises, excises or  
12 infibulates the whole or any part of the genitalia of a  
13 female; or

14 (2) the person is a parent, guardian or other person who

1 is legally responsible for and charged with the care or  
2 custody of a female child 17 years of age or younger, and who  
3 allows the circumcision, excision or infibulation of the  
4 whole or any part of the female child's genitalia.

5 (b) Grading.--Female mutilation is a misdemeanor of the  
6 first degree.

7 (c) Exception.--A surgical operation is not a violation of  
8 this section if such operation is:

9 (1) necessary to the health of the person on whom it is  
10 performed and either is performed by a licensed physician or  
11 is performed in the presence of a licensed physician by a  
12 person in training to become a licensed physician; or

13 (2) performed on a person in labor or who has just given  
14 birth and is performed for medical reasons connected with  
15 that labor or birth by a licensed physician, by a licensed  
16 midwife or in the presence of a licensed physician by a  
17 person in training to become a licensed physician.

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