

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 896 Session of  
2009

INTRODUCED BY PHILLIPS, BOYD, PICKETT, BAKER, CREIGHTON,  
FAIRCHILD, GOODMAN, GROVE, HARRIS, HESS, KORTZ, MILLARD,  
MILLER, SIPTROTH, STERN, SWANGER, TRUE, VULAKOVICH, WATSON,  
MOUL, P. COSTA AND GEIST, MARCH 12, 2009

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 12, 2009

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for intoxication or  
3 drugged condition.

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

6 Section 1. Section 308 of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 308. Intoxication or drugged condition.

9 Neither voluntary intoxication nor voluntary drugged  
10 condition is a defense to a criminal charge, nor may evidence of  
11 such conditions be introduced to [negative] negate the element  
12 of intent of the offense. [, except that evidence of such  
13 intoxication or drugged condition of the defendant may be  
14 offered by the defendant whenever it is relevant to reduce  
15 murder from a higher degree to a lower degree of murder.]

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