

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1994 Session of  
2009

INTRODUCED BY MATZIE, D. COSTA, BELFANTI, KORTZ, WAGNER AND  
SIPROTH, SEPTEMBER 22, 2009

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 22, 2009

AN ACT

1 Amending the act of August 6, 1941 (P.L.861, No.323), entitled,  
2 as amended, "An act to create a uniform and exclusive system  
3 for the administration of parole in this Commonwealth;  
4 providing state probation services; establishing the  
5 'Pennsylvania Board of Probation and Parole'; conferring and  
6 defining its jurisdiction, duties, powers and functions;  
7 including the supervision of persons placed upon probation  
8 and parole in certain designated cases; providing for the  
9 method of appointment of its members; regulating the  
10 appointment, removal and discharge of its officers, clerks  
11 and employes; dividing the Commonwealth into administrative  
12 districts for purposes of probation and parole; fixing the  
13 salaries of members of the board and of certain other  
14 officers and employes thereof; making violations of certain  
15 provisions of this act misdemeanors; providing penalties  
16 therefor; and for other cognate purposes, and making an  
17 appropriation," providing for jurisdiction of parole board in  
18 certain cases.

19 The General Assembly of the Commonwealth of Pennsylvania  
20 hereby enacts as follows:

21 Section 1. The act of August 6, 1941 (P.L.861, No.323),  
22 referred to as the Pennsylvania Board of Probation and Parole  
23 Law, is amended by adding a section to read:

24 Section 21.2. (a) An individual who was less than eighteen  
25 years of age when he committed a crime for which he was  
26 sentenced to serve a minimum term of imprisonment of no less

1 than ten years or who was sentenced to life imprisonment without  
2 parole eligibility who has served ten years of the sentence is  
3 subject to the jurisdiction of the parole board.

4 (b) In determining whether to release an individual on  
5 parole under this section, the parole board shall consider the  
6 following factors:

7 (1) The individual's age and level of maturity at the time  
8 of the offense.

9 (2) The individual's degree of participation in the offense.

10 (3) The nature of the offense.

11 (4) The severity of the offense.

12 (5) The individual's prior juvenile or criminal history.

13 (6) The likelihood of the individual to commit further  
14 offenses.

15 (7) Other information considered relevant by the parole  
16 board.

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