

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 267 Session of 2011

INTRODUCED BY REESE, REED, BOYD, CALTAGIRONE, D. COSTA,
DENLINGER, FLECK, GEIST, GINGRICH, GROVE, HARHART, HESS,
KORTZ, KRIEGER, MILLER, MILNE, MOUL, PYLE, RAPP, STERN,
SWANGER, TOEPEL, VULAKOVICH AND PEIFER, JANUARY 27, 2011

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 27, 2011

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 installment payment plans.

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

6 Section 1. Section 9758(b) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended and the section is amended by
8 adding a subsection to read:

9 § 9758. Fine.

10 * * *

11 (b) Installment payment.--Except for fines imposed under
12 Title 34 (relating to game), the court may permit installment
13 payments as it considers appropriate to the circumstances of the
14 defendant, in which case its order shall specify when each
15 installment payment is due. Installment payments for fines
16 imposed for summary offenses under Title 34 shall not exceed one
17 year for summary offenses and, except for 34 Pa.C.S. § 2522

1 (relating to shooting at or causing injury to human beings),
2 shall not exceed two years for misdemeanor offenses. If the
3 court permits installment payments, a reasonable fee for the
4 initial creation of the payment plan may be charged to the
5 defendant.

6 (b.1) Installment payment fee calculation.--The fee charged
7 for the initial creation of the payment plan shall be no more
8 than the fee charged under section 1725.1(c)(5) (relating to
9 costs). The fee may be increased annually by the percentage of
10 increase in the Consumer Price Index for Urban Workers for the
11 immediate preceding calendar year.

12 * * *

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