

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1106 Session of 2011

INTRODUCED BY MOUL, BARRAR, BOBACK, BOYD, CAUSER, P. COSTA, CUTLER, EVERETT, FARRY, FLECK, GEIST, GILLESPIE, GINGRICH, GRELL, GROVE, HARHART, HARKINS, HARRIS, HESS, HICKERNELL, KAUFFMAN, M. K. KELLER, LONGIETTI, MARSHALL, MILLER, MILNE, MURT, PETRARCA, RAPP, REICHLEY, SONNEY, TALLMAN, J. TAYLOR AND VULAKOVICH, MARCH 17, 2011

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 17, 2011

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, further providing for willful failure
3 to pay support order.

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

6 Section 1. Section 4354(d) of Title 23 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 4354. Willful failure to pay support order.

9 * * *

10 (d) Grading.--

11 (1) Except as otherwise provided for in paragraph (2),
12 an offense under this section shall constitute a summary
13 offense.

14 (2) An offense shall be graded a misdemeanor of the
15 third degree if [the individual convicted of the offense
16 established residence outside this Commonwealth with the

1 intention of not complying with the support order and] either
2 of the following apply:

3 (i) the offense is a second or subsequent offense
4 under this section; or

5 (ii) the individual owes support in an amount equal
6 to or greater than 12 months of the monthly support
7 obligation.

8 * * *

9 Section 2. The amendment of 23 Pa.C.S. § 4354(d) shall apply
10 to offenses committed on or after the effective date of this
11 section.

12 Section 3. This act shall take effect immediately.