

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 99 Session of 2011

INTRODUCED BY GREENLEAF AND M. WHITE, JANUARY 12, 2011

REFERRED TO JUDICIARY, JANUARY 12, 2011

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
 2 Consolidated Statutes, in sentencing, further providing for
 3 sentence for murder and murder of unborn child.

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

6 Section 1. Section 1102(b) of Title 18 of the Pennsylvania
 7 Consolidated Statutes is amended to read:

8 § 1102. Sentence for murder, murder of unborn child and murder
 9 of law enforcement officer.

10 * * *

11 (b) Second degree.--[A]

12 (1) Except as provided for under paragraph (2), a person
 13 who has been convicted of murder of the second degree, of
 14 second degree murder of an unborn child or of second degree
 15 murder of a law enforcement officer shall be sentenced to a
 16 term of life imprisonment.

17 (2) (i) A person who has been convicted of murder of
 18 the second degree may be sentenced to a term of life
 19 imprisonment with the possibility of parole if the person

1 was under 18 years of age at the time the offense was
2 committed, the person did not directly cause the death of
3 the victim, and the death of the victim was not within
4 the intent or contemplation of the person.

5 (ii) If a person is sentenced under this paragraph
6 to a term of life imprisonment with the possibility of
7 parole, the sentencing court shall establish a minimum
8 term of imprisonment.

9 (iii) The person shall be eligible for parole
10 consideration only after completing the minimum term of
11 imprisonment.

12 * * *

13 Section 2. The amendment of 18 Pa.C.S. § 1102(b) shall apply
14 to offenses committed after the effective date of this section.

15 Section 3. This act shall take effect in 60 days.