

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 138 Session of 2013

INTRODUCED BY BENNINGHOFF, FABRIZIO, METCALFE, ROZZI, MILLARD,
TALLMAN, AUMENT, STEPHENS, RAPP, KORTZ, SWANGER, BIZZARRO,
KNOWLES, WATSON, D. COSTA, READSHAW, SAYLOR, HAHN, KAUFFMAN,
STEVENSON, C. HARRIS, GROVE, FLECK, SACONE, HICKERNELL,
PICKETT, MURT, LAWRENCE, MARSICO, ROCK, HESS, DELUCA,
DENLINGER AND GILLEN, JANUARY 16, 2013

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 16, 2013

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 sentencing procedure for murder of the first degree.

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

6 Section 1. Section 9711(d) of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding paragraphs to read:
8 § 9711. Sentencing procedure for murder of the first degree.

9 * * *

10 (d) Aggravating circumstances.--Aggravating circumstances
11 shall be limited to the following:

12 * * *

13 (19) The defendant perpetrated a sexually violent
14 offense as defined in section 9792 (relating to definitions)
15 against the victim and, at the time of the killing, the
16 defendant was required to register pursuant to Subchapter H

1 (relating to registration of sexual offenders).

2 (20) The victim was over 60 years of age or the victim
3 was particularly vulnerable due to old age, infirmity or
4 disability.

5 * * *

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