

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1028 Session of
2013

INTRODUCED BY BISHOP, GAINNEY, HAGGERTY, MURT, O'BRIEN, KOTIK,
MAHONEY, BARRAR, MIRANDA, THOMAS AND DEASY, MARCH 19, 2013

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 19, 2013

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 sentencing for offenses against infant persons.

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

6 Section 1. Section 9718(a)(2) of Title 42 of the
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 9718. Sentences for offenses against infant persons.

9 (a) Mandatory sentence.--

10 * * *

11 (2) A person convicted of the following offenses when
12 the victim is less than 13 years of age shall be sentenced to
13 a mandatory term of imprisonment as follows:

14 18 Pa.C.S. § 2702(a)(1) - not less than five years.

15 18 Pa.C.S. § 2705 (relating to recklessly endangering
16 another person) when, at the time of the offense, the
17 defendant is providing "child day care," as defined in
18 section 1001 of the act of June 13, 1967 (P.L.31, No.21),

1 known as the Public Welfare Code, to the victim -- not less
2 than five years.

3 * * *

4 Section 2. The amendment of 42 Pa.C.S. § 9718(a)(2) shall
5 apply to offenses committed on or after the effective date of
6 this section.

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