

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 27 Session of 2015

INTRODUCED BY SCHLOSSBERG, SACCONI, COHEN, LONGIETTI, KINSEY, DAVIDSON, O'BRIEN, CALTAGIRONE, FREEMAN, SCHREIBER, McNEILL, D. COSTA, MULLERY, SCHWEYER, CARROLL, CONKLIN, MURT, ROZZI, A. HARRIS, FRANKEL, FEE, READSHAW AND DRISCOLL, JANUARY 21, 2015

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 21, 2015

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, in support matters generally, further
3 providing for liability for support.

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

6 Section 1. Section 4321 of Title 23 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:
8 § 4321. Liability for support.

9 Subject to the provisions of this chapter:

10 * * *

11 (2.1) The following apply:

12 (i) Paragraph (2) applies whether or not parental
13 rights of the parent have been terminated due to a
14 conviction for any of the following where the other
15 parent is the victim:

16 (A) 18 Pa.C.S. § 3121 (relating to rape);

17 (B) 18 Pa.C.S. § 3122.1 (relating to statutory

1 sexual assault);

2 (C) 18 Pa.C.S. § 3124.1 (relating to sexual
3 assault) where the offense involved sexual
4 intercourse;

5 (D) 18 Pa.C.S. § 3124.2 (relating to
6 institutional sexual assault) where the offense
7 involved sexual intercourse; or

8 (E) 18 Pa.C.S. § 4302 (relating to incest) where
9 the offense involved sexual intercourse.

10 (ii) Paternity of the child under this paragraph
11 shall be established through blood, genetic or other type
12 of paternity test acceptable to the court.

13 * * *

14 Section 2. The addition of 23 Pa.C.S. § 4321(2.1) shall
15 apply to any action regarding custody of a child under 23
16 Pa.C.S. Ch. 43 that is filed on or after the effective date of
17 this section.

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