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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 638 Session of  
2015

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INTRODUCED BY BENNINGHOFF, BAKER, BARRAR, COHEN, D. COSTA, DAY,  
DUSH, GABLER, GILLEN, GREINER, A. HARRIS, JAMES, KAUFFMAN,  
KNOWLES, KORTZ, LAWRENCE, MARSICO, METCALFE, MILLARD, MOUL,  
MURT, PICKETT, READSHAW, SACCONI, SAYLOR, STEPHENS, TALLMAN  
AND WATSON, FEBRUARY 26, 2015

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REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 26, 2015

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AN ACT

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

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

7 Section 1. Section 9711(d) of Title 42 of the Pennsylvania  
8 Consolidated Statutes is amended by adding paragraphs to read:  
9 § 9711. Sentencing procedure for murder of the first degree.

10 \* \* \*

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

13 \* \* \*

14 (19) The defendant perpetrated a sexually violent  
15 offense as defined in section 9799.12 (relating to  
16 definitions) against the victim and, at the time of the  
17 killing, the defendant was required to register pursuant to

1 Subchapter H (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.