
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1302 Session of
2019

INTRODUCED BY FARRY, MILLARD, MURT, BERNSTINE, OWLETT, LAWRENCE
AND GILLEN, APRIL 25, 2019

REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 25, 2019

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, in serious traffic offenses, further providing for
3 the offense of homicide by vehicle while driving under
4 influence.

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

7 Section 1. Section 3735 of Title 75 of the Pennsylvania
8 Consolidated Statutes is amended by adding a subsection to read:
9 § 3735. Homicide by vehicle while driving under influence.

10 * * *

11 (c) Sentencing enhancement.--The Pennsylvania Commission on
12 Sentencing, under 42 Pa.C.S. § 2154 (relating to adoption of
13 guidelines for sentencing), shall provide for a sentencing
14 enhancement for the offense under this section if the following
15 are found in the defendant's blood or breath in violation of
16 section 3802:

17 (1) multiple controlled substances specified under
18 section 3802(d)(1); or

19 (2) alcohol and at least one controlled substance

1 specified under section 3802(d)(1).

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