
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1044 Session of
2020

INTRODUCED BY LEACH, HAYWOOD AND TARTAGLIONE, FEBRUARY 19, 2020

REFERRED TO JUDICIARY, FEBRUARY 19, 2020

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in criminal homicide, further
3 providing for the offense of murder.

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

6 Section 1. Section 2502(b) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 2502. Murder.

9 * * *

10 (b) Murder of the second degree.--A criminal homicide
11 constitutes murder of the second degree when it is committed
12 [while] by:

13 (1) a defendant [was] engaged as a principal or an
14 accomplice in the perpetration of a felony[.]; or

15 (2) an accomplice of a defendant engaged as a principal
16 or accomplice in the perpetration of a felony and the
17 defendant intentionally, knowingly or recklessly disregarded
18 the risk that the death of another human being would occur as
19 a result of their participation in the perpetration of the

1 felony.

2 * * *

3 Section 2. Any person who has been sentenced before the
4 effective date of this section for a violation of 18 Pa.C.S. §
5 2502(b) (relating to murder) shall be entitled to a review by
6 the court to determine whether there is a need for a
7 resentencing hearing as a result of the amendment of 18 Pa.C.S.
8 § 2502(b). Persons deemed by the court to need a resentencing
9 hearing shall be resentenced in accordance with law.

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