
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2642 Session of
2022

INTRODUCED BY ROTHMAN, THOMAS, BOBACK, BERNSTINE, MILLARD, LEWIS
DELROSSO, KERWIN, M. MACKENZIE, SCHNEE AND ARMANINI,
JUNE 2, 2022

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 2, 2022

AN ACT

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

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

7 Section 1. Section 9702 of Title 42 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 9702. Definitions.

10 [As used in this chapter "court" and "judge" include (when
11 exercising criminal or quasi-criminal jurisdiction pursuant to
12 section 1515 (relating to jurisdiction and venue)) a magisterial
13 district judge.]

14 The following words and phrases when used in this chapter
15 shall have the meanings given to them in this section unless the
16 context clearly indicates otherwise:

17 "College." Any of the following:

18 (1) An institution created prior to, on or after the

1 effective date of this paragraph under any of the following:

2 (i) Article XIX-A of the act of March 10, 1949
3 (P.L.30, No.14), known as the Public School Code of 1949.

4 (ii) The act of August 24, 1963 (P.L.1132, No.484),
5 known as the Community College Act of 1963.

6 (2) An independent institution of higher education that
7 is an institution of higher education located in this
8 Commonwealth and incorporated or chartered by the
9 Commonwealth, entitled to:

10 (i) confer degrees under 24 Pa.C.S. § 6505 (relating
11 to power to confer degrees); and

12 (ii) apply to itself the designation "college,"
13 "university" or "seminary" as provided for by standards
14 and qualifications prescribed by the State Board of
15 Education under 24 Pa.C.S. Ch. 65 (relating to private
16 colleges, universities and seminaries).

17 (3) A State-owned institution.

18 (4) A State-related institution.

19 (5) An education enterprise.

20 "Court" or "judge." The term shall include, when exercising
21 criminal or quasi-criminal jurisdiction under section 1515
22 (relating to jurisdiction and venue), a magisterial district
23 judge.

24 "Elementary or secondary school." In the buildings of, on
25 the grounds of or in a conveyance providing transportation to or
26 from any of the following:

27 (1) An elementary or secondary publicly funded
28 educational institution.

29 (2) An elementary or secondary private school licensed
30 by the Department of Education.

1 (3) An elementary or secondary parochial school.
2 "Government office." The place of business of any of the
3 following:

4 (1) The Governor and the departments, boards,
5 commissions, authorities and officers and agencies of the
6 Commonwealth or other instrumentalities of the Commonwealth.

7 (2) The General Assembly and its officers and agencies.

8 (3) A political subdivision, municipality or other local
9 authority and the departments, boards, commissions,
10 authorities and officers and agencies of the political
11 subdivision or other instrumentality of the political
12 subdivision.

13 (4) A court or other officer or agency of the unified
14 judicial system or instrumentality of the court or unified
15 judicial system.

16 "Place of worship." In the buildings of or on the grounds of
17 a church, synagogue, mosque or other regularly established place
18 of meeting of a religious institution or religious organization.

19 "Professional sports facility." A stadium, arena or other
20 place owned or leased by a professional sports organization at
21 which a professional athletic event is conducted in the presence
22 of individuals who pay admission to view the event.

23 Section 2. Section 9711(d) of Title 42 is amended by adding
24 a paragraph to read:

25 § 9711. Sentencing procedure for murder of the first degree.

26 * * *

27 (d) Aggravating circumstances.--Aggravating circumstances
28 shall be limited to the following:

29 * * *

30 (19) The defendant committed the killing on the premises

1 of an elementary or secondary school, college, place of
2 worship, professional sports facility or government office.

3 * * *

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