
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 489 Session of
2017

INTRODUCED BY QUIGLEY, BAKER, GABLER, GILLEN, GODSHALL, HARPER,
A. HARRIS, KAMPF, MILLARD, B. MILLER, MURT, ORTITAY,
READSHAW, ROZZI, STEPHENS, WARD AND WATSON, FEBRUARY 14, 2017

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 14, 2017

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in sentencing, providing
3 for sentencing for offenses involving indecent exposure when
4 children present.

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

7 Section 1. Title 42 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 9720.8. Sentencing for offenses involving indecent exposure
10 when children present.

11 The Pennsylvania Commission on Sentencing, in accordance with
12 section 2154 (relating to adoption of guidelines for
13 sentencing), shall provide for a sentence enhancement within its
14 guidelines for an offense under 18 Pa.C.S. § 3127 (relating to
15 indecent exposure), where the offense is graded as a misdemeanor
16 of the first degree, specifying variations from the range of
17 sentences applicable based on such aggravating circumstances as:

18 (1) The number of persons present and under 16 years of

1 age.

2 (2) The age of each person present and under 16 years of
3 age.

4 (3) The nature and character of the indecent exposure.

5 Section 2. The addition of 42 Pa.C.S. § 9720.8 shall apply
6 to offenses committed on or after the effective date of this
7 act.

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