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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2018 Session of  
2015

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INTRODUCED BY WHITE, BAKER, TAYLOR, READSHAW, PICKETT, MARSICO,  
MILLARD, D. COSTA, GODSHALL, MENTZER, IRVIN, WATSON, VEREB,  
CUTLER, O'NEILL, GREINER, EVERETT AND SCHLEGEL CULVER,  
APRIL 25, 2016

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REFERRED TO COMMITTEE ON JUDICIARY, APRIL 25, 2016

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in burglary and other criminal  
3 intrusion, further providing for burglary.

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

6 Section 1. Section 3502 heading of Title 18 of the  
7 Pennsylvania Consolidated Statutes is amended and the section is  
8 amended by adding subsections to read:

9 § 3502. Burglary and home invasion.

10 \* \* \*

11 (c.1) Mandatory minimum sentence.--

12 (1) Except as provided in paragraph (2), a person  
13 convicted of burglary constituting a home invasion shall be  
14 sentenced to a mandatory minimum term of imprisonment of no  
15 less than five years.

16 (2) A person convicted of a burglary constituting a home  
17 invasion against a victim who is 62 years of age or older

1 shall be sentenced to a mandatory minimum term of  
2 imprisonment of no less than 10 years.

3 \* \* \*

4 (e) Definition.--As used in this section, the term "home  
5 invasion" means a burglary under subsection (a)(1) where, during  
6 the commission of the offense, a person:

7 (1) commits an offense under Chapter 25 (relating to  
8 criminal homicide) or section 2702 (relating to aggravated  
9 assault), 2901 (relating to kidnapping), 2902 (relating to  
10 unlawful restraint), 3121 (relating to rape), 3123 (relating  
11 to involuntary deviate sexual intercourse), 3124.1 (relating  
12 to sexual assault), 3125 (relating to aggravated indecent  
13 assault) or 3126 (relating to indecent assault); or

14 (2) is armed with a deadly weapon or explosive.

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