

THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2165 Session of  
2026

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INTRODUCED BY HAMM, KUZMA, ZIMMERMAN, STENDER, SMITH, ANDERSON  
AND BERNSTINE, JANUARY 28, 2026

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REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 28, 2026

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AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, in juvenile matters,  
3 further providing for definitions.

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

6 Section 1. The definition of "delinquent act" in section  
7 6302 of Title 42 of the Pennsylvania Consolidated Statutes is  
8 amended to read:

9 § 6302. Definitions.

10 The following words and phrases when used in this chapter  
11 shall have, unless the context clearly indicates otherwise, the  
12 meanings given to them in this section:

13 \* \* \*

14 "Delinquent act."

15 (1) The term means an act designated a crime under the  
16 law of this Commonwealth, or of another state if the act  
17 occurred in that state, or under Federal law, or an act which  
18 constitutes indirect criminal contempt under Chapter 62A

1 (relating to protection of victims of sexual violence or  
2 intimidation) with respect to sexual violence or 23 Pa.C.S.  
3 Ch. 61 (relating to protection from abuse) or the failure of  
4 a child to comply with a lawful sentence imposed for a  
5 summary offense, in which event notice of the fact shall be  
6 certified to the court.

7 (2) The term shall not include:

8 (i) The crime of murder.

9 (ii) Any of the following prohibited conduct where  
10 the child was 15 years of age or older at the time of the  
11 alleged conduct and a deadly weapon as defined in 18  
12 Pa.C.S. § 2301 (relating to definitions) was used during  
13 the commission of the offense which, if committed by an  
14 adult, would be classified as:

15 (A) Rape as defined in 18 Pa.C.S. § 3121  
16 (relating to rape).

17 (B) Involuntary deviate sexual intercourse as  
18 defined in 18 Pa.C.S. § 3123 (relating to involuntary  
19 deviate sexual intercourse).

20 (C) Aggravated assault as defined in 18 Pa.C.S.  
21 § 2702(a)(1) or (2) (relating to aggravated assault).

22 (D) Robbery as defined in 18 Pa.C.S. § 3701(a)  
23 (1)(i), (ii) or (iii) (relating to robbery).

24 (E) Robbery of motor vehicle as defined in 18  
25 Pa.C.S. § 3702 (relating to robbery of motor  
26 vehicle).

27 (F) Aggravated indecent assault as defined in 18  
28 Pa.C.S. § 3125 (relating to aggravated indecent  
29 assault).

30 (G) Kidnapping as defined in 18 Pa.C.S. § 2901

1 (relating to kidnapping).

2 (H) Voluntary manslaughter.

3 (I) An attempt, conspiracy or solicitation to  
4 commit murder or any of these crimes as provided in  
5 18 Pa.C.S. §§ 901 (relating to criminal attempt), 902  
6 (relating to criminal solicitation) and 903 (relating  
7 to criminal conspiracy).

8 (iii) Any of the following prohibited conduct where  
9 the child was 15 years of age or older at the time of the  
10 alleged conduct and has been previously adjudicated  
11 delinquent of any of the following prohibited conduct  
12 which, if committed by an adult, would be classified as:

13 (A) Rape as defined in 18 Pa.C.S. § 3121.

14 (B) Involuntary deviate sexual intercourse as  
15 defined in 18 Pa.C.S. § 3123.

16 (C) Robbery as defined in 18 Pa.C.S. § 3701(a)

17 (1) (i), (ii) or (iii).

18 (D) Robbery of motor vehicle as defined in 18  
19 Pa.C.S. § 3702.

20 (E) Aggravated indecent assault as defined in 18  
21 Pa.C.S. § 3125.

22 (F) Kidnapping as defined in 18 Pa.C.S. § 2901.

23 (G) Voluntary manslaughter.

24 (H) An attempt, conspiracy or solicitation to  
25 commit murder or any of these crimes as provided in  
26 18 Pa.C.S. §§ 901, 902 and 903.

27 (iv) Summary offenses.

28 (v) A crime committed by a child who has been found  
29 guilty in a criminal proceeding for other than a summary  
30 offense.

(vi) Any of the following prohibited conduct where the child was 15 years of age or older at the time of the alleged conduct, which, if committed by an adult, would be classified as:

(A) Homicide by vehicle as defined in 75 Pa.C.S. § 3732 (relating to homicide by vehicle).

(B) Homicide by vehicle while driving under influence as defined in 75 Pa.C.S. § 3735 (relating to homicide by vehicle while driving under influence).

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