

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2203 Session of
2026

INTRODUCED BY HOGAN AND TOMLINSON, FEBRUARY 6, 2026

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 9, 2026

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and
2 Judicial Procedure) of the Pennsylvania Consolidated
3 Statutes, in burglary and other criminal intrusion, further
4 providing for burglary; in robbery, further providing for
5 robbery; and, in juvenile matters, further providing for
6 definitions, for inspection of court files and records, for
7 conduct of hearings and for transfer to criminal proceedings.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Sections 3502(c)(2)(ii) and 3701(b)(2) of Title
11 18 of the Pennsylvania Consolidated Statutes are amended to
12 read:

13 § 3502. Burglary.

14 * * *

15 (c) Grading.--

16 * * *

17 (2) As follows:

18 * * *

19 (ii) If the actor's intent upon entering the
20 building, structure or portion under subparagraph (i) is
21 to commit theft of a controlled substance or designer

1 drug as those terms are defined in section 2 of the act
2 of April 14, 1972 (P.L.233, No.64), known as The
3 Controlled Substance, Drug, Device and Cosmetic Act, or
4 of a firearm, burglary is a felony of the first degree.

5 * * *

6 § 3701. Robbery.

7 * * *

8 (b) Grading.--

9 * * *

10 (2) If the object of a robbery under paragraph (1) is a
11 controlled substance or designer drug as those terms are
12 defined in section 2 of the act of April 14, 1972 (P.L.233,
13 No.64), known as The Controlled Substance, Drug, Device and
14 Cosmetic Act, or is a firearm, robbery is a felony of the
15 first degree.

16 Section 2. The definition of "delinquent act" in section
17 6302 of Title 42 is amended to read:

18 § 6302. Definitions.

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

22 * * *

23 "Delinquent act."

24 (1) The term means an act designated a crime under the
25 law of this Commonwealth, or of another state if the act
26 occurred in that state, or under Federal law, or an act which
27 constitutes indirect criminal contempt under Chapter 62A
28 (relating to protection of victims of sexual violence or
29 intimidation) with respect to sexual violence or 23 Pa.C.S.
30 Ch. 61 (relating to protection from abuse) or the failure of

1 a child to comply with a lawful sentence imposed for a
2 summary offense, in which event notice of the fact shall be
3 certified to the court.

4 (2) The term shall not include:

5 (i) The crime of murder.

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

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

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

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

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

21 (E) Robbery of motor vehicle as defined in 18
22 Pa.C.S. § 3702 (relating to robbery of motor
23 vehicle).

24 (E.1) Robbery as a felony of the first degree as
25 specified in 18 Pa.C.S. § 3701(b)(2).

26 (E.2) Burglary as a felony of the first degree
27 as specified in 18 Pa.C.S. § 3502(c)(1) (relating to
28 burglary).

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

1 assault).

2 (G) Kidnapping as defined in 18 Pa.C.S. § 2901
3 (relating to kidnapping).

4 (H) Voluntary manslaughter.

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

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

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

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

18 (C) Robbery as defined in 18 Pa.C.S. § 3701(a)
19 (1)(i), (ii) or (iii).

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

22 (D.1) Robbery as a felony of the first degree as
23 specified in 18 Pa.C.S. § 3701(b)(2).

24 (D.2) Burglary as a felony of the first degree
25 as specified in 18 Pa.C.S. § 3502(c)(1).

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

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

29 (G) Voluntary manslaughter.

30 (H) An attempt, conspiracy or solicitation to

commit murder or any of these crimes as provided in
18 Pa.C.S. §§ 901, 902 and 903.

(iv) Summary offenses.

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

* * *

Section 3. Sections 6307(b)(1.1)(i)(K) and (ii)(K), 6336(e)
(2) and 6355(g)(2) of Title 42 are amended to read:

§ 6307. Inspection of court files and records.

* * *

(b) Public availability.--

(1.1) The contents of court records and files concerning
a child shall not be disclosed to the public unless any of
the following apply:

(i) The child has been adjudicated delinquent by a
court as a result of an act or acts committed when the
child was 14 years of age or older and the conduct would
have constituted one or more of the following offenses if
committed by an adult:

* * *

(K) Robbery as defined in 18 Pa.C.S. § 3701(a)
(1)(i), (ii) or (iii) (relating to robbery) [.] or as
a felony of the first degree as specified in 18
Pa.C.S. § 3701(b)(2).

* * *

(ii) A petition alleging delinquency has been filed
alleging that the child has committed an act or acts
subject to a hearing pursuant to section 6336(e)
(relating to conduct of hearings) and the child

1 previously has been adjudicated delinquent by a court as
2 a result of an act or acts committed when the child was
3 14 years of age or older and the conduct would have
4 constituted one or more of the following offenses if
5 committed by an adult:

6 * * *

7 (K) Robbery as defined in 18 Pa.C.S. § 3701(a)
8 (1)(i), (ii) or (iii)[.] or as a felony of the first
9 degree as specified in 18 Pa.C.S. § 3701(b)(2).

10 * * *

11 § 6336. Conduct of hearings.

12 * * *

13 (e) Open proceedings.--The general public shall not be
14 excluded from any hearings under this chapter:

15 * * *

16 (2) Pursuant to a petition alleging delinquency where
17 the child was 12 years of age or older at the time of the
18 alleged conduct and where the alleged conduct would have
19 constituted one or more of the following offenses if
20 committed by an adult:

21 (i) Murder.

22 (ii) Voluntary manslaughter.

23 (iii) Aggravated assault as defined in 18 Pa.C.S. §
24 2702(a)(1) or (2) (relating to aggravated assault).

25 (iv) Arson as defined in 18 Pa.C.S. § 3301(a)(1)
26 (relating to arson and related offenses).

27 (v) Involuntary deviate sexual intercourse.

28 (vi) Kidnapping.

29 (vii) Rape.

30 (viii) Robbery as defined in 18 Pa.C.S. § 3701(a)(1)

(i), (ii) or (iii) (relating to robbery) [.] or as a felony of the first degree as specified in 18 Pa.C.S. § 3701(b) (2).

(ix) Robbery of motor vehicle.

(ix.1) Burglary as a felony of the first degree as specified in 18 Pa.C.S. § 3502(c) (1) (relating to burglary).

(x) Attempt or conspiracy to commit any of the offenses in this paragraph.

* * *

§ 6355. Transfer to criminal proceedings.

* * *

(g) Burden of proof.--The burden of establishing by a preponderance of evidence that the public interest is served by the transfer of the case to criminal court and that a child is not amenable to treatment, supervision or rehabilitation as a juvenile shall rest with the Commonwealth unless the following apply:

* * *

(2) there is a prima facie case that the child committed a delinquent act which, if committed by an adult, would be classified as rape, involuntary deviate sexual intercourse, aggravated assault as defined in 18 Pa.C.S. § 2702(a) (1) or (2) (relating to aggravated assault), robbery as defined in 18 Pa.C.S. § 3701(a) (1) (i), (ii) or (iii) (relating to robbery) or as a felony of the first degree as specified in 18 Pa.C.S. § 3701(b) (2), robbery of motor vehicle, burglary as a felony of the first degree as specified in 18 Pa.C.S. § 3502(c) (1) (relating to burglary), aggravated indecent assault, kidnapping, voluntary manslaughter, an attempt,

1 conspiracy or solicitation to commit any of these crimes or
2 an attempt to commit murder as specified in paragraph (2)(ii)
3 of the definition of "delinquent act" in section 6302.

4 * * *

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