

No. 1980-25

AN ACT

HB 55

Amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, by providing for the transportation of juries in certain criminal cases.

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

Section 1. Title 42, act of November 25, 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated Statutes, is amended by adding a section to read:

§ 8702. *Impaneling jury from another county.*

(a) *General rule.*—If, upon motion and following a hearing, the court of common pleas determines that a fair and impartial jury cannot be impaneled in the county where the criminal complaint is filed, as an alternative to issuing an order for a change of venue the court may direct that jurors be impaneled from another county. The order for impanelment of a jury from another county shall be certified forthwith to the Supreme Court which shall designate and notify the county of impanelment.

(b) *Impanelment and transportation.*—The jury shall be impaneled as in other cases in the county where the jury is to be impaneled and transported to the county where the complaint is filed.

(c) *Payment of costs.*—All costs incurred under this section shall be paid by the county where the complaint is filed.

(d) *Change of venue powers unaffected.*—This section does not lessen the power of the court of common pleas to order a change of venue.

Section 2. This act shall take effect immediately.

APPROVED—The 1st day of April, A. D. 1980.

DICK THORNBURGH