

No. 45

AN ACT

SB 435

Amending the act of October 17, 1969 (P.L.259), entitled "An act relating to the Philadelphia Municipal Court," changing the criminal jurisdiction of the court and superseding part of the Schedule to Article V of the Constitution of Pennsylvania.

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

Section 1. Section 18, act of October 17, 1969 (P.L.259), entitled "An act relating to the Philadelphia Municipal Court," is amended to read:

Section 18. *The municipal court shall have jurisdiction in all criminal offenses for which no prison term may be imposed or which are punishable by imprisonment for a term of not more than five years, including indictable offenses under the motor vehicle laws. In these cases, the defendant shall have no right of trial by jury in the municipal court, but shall have the right of appeal for trial de novo including the right of trial by jury to the trial division of the court of common pleas. Until there are a sufficient number of judges who are members of the bar of the Supreme Court serving in the municipal court to handle such matters, the trial division of the court of common pleas shall have concurrent jurisdiction over such matters, the assignment of cases to the respective courts to be determined by rule prescribed by the president judge of the court of common pleas.*

*The foregoing jurisdiction may be exercised only by those judges of the municipal court who are members of the bar of the Supreme Court.* The judges of the municipal court exercising jurisdiction under *this* section [16 (r) (iii), of the Schedule to the Judiciary Article,] shall have the same jurisdiction in probation and parole arising out of sentences imposed by them, as judges of the courts of common pleas of Philadelphia.

Section 2. Under authority of the Schedule to Article V of the Constitution of the Commonwealth of Pennsylvania this act shall replace section (16) (r) (iii) of that Schedule.

Section 3. This act shall take effect immediately.

APPROVED—The 14th day of July, A. D. 1971.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly  
No. 45.

A handwritten signature in black ink, reading "C. McLeod Tucker". The signature is written in a cursive style with a large initial "C" and a prominent "T" at the end.

*Secretary of the Commonwealth.*