

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 150 Session of 2025

INTRODUCED BY KRAJEWSKI, ECKER, HILL-EVANS, RABB, GUENST, McNEILL, FIEDLER, MAYES, CEPEDA-FREYTIZ, VENKAT, SANCHEZ, KHAN, DALEY, BOROWSKI, D. WILLIAMS, WEBSTER, WAXMAN, KINKEAD, WARREN, HOHENSTEIN, MADDEN, DAVIDSON, GREEN, M. JONES, CURRY, N. NELSON, CONKLIN, POWELL, SALISBURY, FRANKEL, A. BROWN, PIELLI, TAKAC, PARKER, DONAHUE, McCLINTON, MULLINS, CARROLL, HANBIDGE, SCOTT, FLEMING, BRIGGS, INGLIS, K.HARRIS AND KAZEEM, APRIL 17, 2025

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JULY 1, 2025

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in sentencing, repealing
3 provisions relating to transfer of inmates in need of medical
4 treatment and providing for modification of an imposed term
5 of imprisonment for reasons of illness.

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

8 Section 1. Section 9777 of Title 42 of the Pennsylvania
9 Consolidated Statutes is repealed:

10 [§ 9777. Transfer of inmates in need of medical treatment.

11 (a) Inmates committed to custody of department.--If an
12 inmate is committed to the custody of the department, the
13 department, the inmate or a person to whom the court grants
14 standing to act on behalf of the inmate may petition the
15 sentencing court to temporarily defer service of the sentence of
16 confinement and temporarily remove the inmate committed to the

1 custody of the department, or other facility, for placement in a
2 hospital, long-term care nursing facility or hospice care
3 location. The following shall apply:

4 (1) The sentencing court may approve the petitioner's
5 request to temporarily defer service of the sentence of
6 confinement and place the inmate in a hospital or long-term
7 care nursing facility under electronic monitoring by the
8 department upon clear and convincing proof that all of the
9 following apply:

10 (i) The medical needs of the inmate can be more
11 appropriately addressed in the hospital or long-term care
12 nursing facility.

13 (ii) The hospital or long-term care nursing facility
14 requested by the petitioner has agreed to accept the
15 placement of the inmate and to provide necessary medical
16 care.

17 (iii) The inmate is seriously ill and is expected by
18 a treating physician to not live for more than one year.

19 (iv) There are no writs filed or detainers lodged
20 against the inmate and the inmate is not subject to any
21 court order requiring the inmate's presence.

22 (v) The placement in the hospital or long-term care
23 nursing facility does not pose an undue risk of escape or
24 danger to the community. In making this determination,
25 the sentencing court shall consider the inmate's
26 institutional conduct record, whether the inmate was ever
27 convicted of a crime of violence, the length of time that
28 the inmate has been imprisoned and any other factors the
29 sentencing court deems relevant.

30 (vi) The hospital or long-term care nursing facility

1 has agreed to notify the department and the court of any
2 material changes in the health status of the inmate, the
3 nature of the care provided or other information required
4 by the department.

5 (vii) Each agency representing the Commonwealth at a
6 proceeding which resulted in an order committing or
7 detaining the inmate, the State or local correctional
8 facility housing the inmate and any registered crime
9 victim have been given notice and an opportunity to be
10 heard on the petition.

11 (2) The sentencing court may approve the petitioner's
12 request to temporarily defer service of the sentence of
13 confinement in order for the inmate to receive care from a
14 licensed hospice care provider, proposed by the petitioner
15 and subject to electronic monitoring by the department, if
16 all of the following are established by clear and convincing
17 proof:

18 (i) The inmate is terminally ill, not ambulatory and
19 likely to die in the near future.

20 (ii) The licensed hospice care provider can provide
21 the inmate with more appropriate care.

22 (iii) Appropriate medical care and palliative and
23 supportive services will be provided by the licensed
24 hospice care provider at the proposed hospice care
25 location.

26 (iv) The placement of the inmate in the proposed,
27 licensed hospice care location does not pose an undue
28 risk of escape or danger to the community. In making this
29 determination, the sentencing court shall consider the
30 inmate's institutional conduct record, whether the inmate

1 was ever convicted of a crime of violence, the length of
2 time that the inmate has been imprisoned and any other
3 factors the sentencing court deems relevant.

4 (v) The licensed hospice care provider has agreed to
5 notify the department and the sentencing court of any
6 material changes in the health status of the inmate, the
7 nature of the hospice care provided or other information
8 required by the department or the sentencing court.

9 (vi) Each agency representing the Commonwealth at a
10 proceeding which resulted in an order committing or
11 detaining the inmate, the State or local correctional
12 facility housing the inmate and any registered crime
13 victim have been given notice and an opportunity to be
14 heard on the petition.

15 (3) Any order entered pursuant to this subsection
16 temporarily deferring service of an inmate's sentence of
17 confinement shall include a provision that the department or
18 prosecuting attorney may at any time petition the sentencing
19 court for an order directing that the inmate be recommitted
20 to the custody of the department if the circumstances under
21 which the inmate was released change or for any previously
22 unknown circumstances, including a change in the inmate's
23 medical status, the inmate's risk of escape, the inmate's
24 danger to the community or the nature of the medical or other
25 care provided by the hospital, long-term care nursing
26 facility or hospice care provider.

27 (4) The sentencing court may terminate at any time its
28 order authorizing the temporary deferral of the service of an
29 inmate's sentence of confinement entered pursuant to this
30 subsection. An inmate taken into custody pursuant to an order

1 directing the inmate's detention or recommitment under this
2 subsection shall be delivered to the nearest State
3 correctional institution pending a hearing on the matter.

4 (b) Inmates committed to custody of other facilities.--An
5 inmate not committed to the custody of the department but
6 confined in an institution authorized to incarcerate or detain
7 persons for criminal sentences, violations of criminal law or
8 orders of parole, probation, bail or other order related to a
9 civil or criminal matter may have service of the sentence of
10 confinement deferred and may be placed in a hospital, long-term
11 care nursing facility or licensed hospice care location, subject
12 to electronic monitoring, by order of the judge that committed
13 the inmate to the facility or institution or by another
14 available judge designated to preside if all of the following
15 are established by clear and convincing proof:

16 (1) The chief administrator, the chief administrator's
17 designee, the inmate or a person to whom the court grants
18 standing to act on behalf of the inmate petitions the court
19 or has given written consent to the grant of a petition under
20 this section filed on behalf of the inmate.

21 (2) There is sufficient proof to establish the
22 requirements for a placement to a hospital or long-term care
23 nursing facility under subsection (a)(1) or a placement to a
24 hospice care location under subsection (a)(2).

25 (3) An entry of an order pursuant to this subsection
26 temporarily deferring service of an inmate's sentence of
27 confinement shall include a provision that the chief
28 administrator or the prosecuting attorney may at any time
29 petition the sentencing court seeking the issuance of a bench
30 warrant directing that the inmate be recommitted to the

1 custody of the appropriate correctional institution if the
2 circumstances under which the inmate was released change or
3 for previously unknown circumstances, including a change in
4 the inmate's medical status, the inmate's risk of escape, the
5 inmate's danger to the community or the nature of the medical
6 or other care provided by the hospital, long-term care
7 nursing facility or hospice care provider.

8 (4) The sentencing court may terminate at any time its
9 order authorizing the temporary deferral of the service of an
10 inmate's sentence of confinement entered pursuant to this
11 subsection. An inmate taken into custody pursuant to an order
12 directing detention or recommitment under this subsection
13 shall be delivered to the county correctional institution or
14 other institution at which the inmate was confined prior to
15 the entry of the order deferring the service of the sentence
16 of confinement pending a hearing on the matter.

17 (c) Service.--Any petition filed under this section shall be
18 served on each agency representing the Commonwealth at each
19 proceeding which resulted in an order by which the inmate is
20 committed or detained and to the correctional institution or
21 institution responsible for housing the inmate. Each party shall
22 have an opportunity to object and be heard as to the petition
23 for alternative placement, the circumstances of placement, the
24 conditions of return or any other relevant issue. The court
25 shall ensure that any crime victim entitled to notification
26 under section 201(7) or (8) of the act of November 24, 1998
27 (P.L.882, No.111), known as the Crime Victims Act, has been
28 given notice and the opportunity to be heard on the petition.
29 All parties served or notified under this subsection shall
30 receive a copy of the final order adjudicating the petition.

1 (d) Notice.--

2 (1) Any order entered under this section placing an
3 inmate in a hospital, long-term care nursing facility or
4 hospice care location which provides care to persons who were
5 not placed therein pursuant to an order entered under this
6 section shall direct the individual in charge of the
7 hospital, long-term care nursing facility or hospice care
8 location to ensure that each person receiving care at, and
9 each employee or contractor working in, the hospital, long-
10 term care nursing facility or hospice care location is
11 notified that the placement was ordered if it is foreseeable
12 that the person, employee or contractor will come into
13 contact with the inmate during the placement.

14 (2) The sentencing court shall forward notice of any
15 order entered under this section placing an inmate in a
16 hospital, long-term care nursing facility or hospice care
17 location to the hospital, long-term care nursing facility or
18 hospice care location and to the Department of Human
19 Services.

20 (e) Petition requirements.--Any petition filed pursuant to
21 this section must aver:

22 (1) The name of the hospital, long-term care nursing
23 facility or hospice care location proposed for placement.

24 (2) That the petitioner reasonably believes the named
25 hospital, long-term care nursing facility or hospice care
26 location has agreed to accept the placement of the inmate and
27 the facts upon which that belief is based.

28 (f) Removal from placement.--If an inmate placed in a
29 hospital, long-term care nursing facility or hospice care
30 location pursuant to this chapter removes himself from the

1 hospital, long-term care nursing facility or hospice care
2 location, the inmate shall be subject to arrest upon probable
3 cause and shall, upon conviction thereof, be guilty of criminal
4 contempt.

5 (g) Definitions.--As used in this section, the following
6 words and phrases shall have the meanings given to them in this
7 subsection unless the context clearly indicates otherwise:

8 "Chief administrator." As defined under 61 Pa.C.S. § 102
9 (relating to definitions).

10 "Department." The Department of Corrections of the
11 Commonwealth.

12 "Hospice care location." A home, independent living
13 environment or inpatient setting that provides a coordinated
14 program of palliative and supportive services through a licensed
15 hospice care provider.

16 "Hospital." An entity licensed as an acute-care general
17 hospital, a specialty hospital or a rehabilitation hospital
18 under the act of July 19, 1979 (P.L.130, No.48), known as the
19 Health Care Facilities Act.

20 "Licensed hospice care provider." A hospice as defined under
21 section 802.1 of the act of July 19, 1979 (P.L.130, No.48),
22 known as the Health Care Facilities Act.

23 "Long-term care nursing facility." A long-term care nursing
24 facility as defined under section 802.1 of the act of July 19,
25 1979 (P.L.130, No.48), known as the Health Care Facilities Act.

26 "Prosecuting attorney." The Office of Attorney General of
27 the Commonwealth or the office of a district attorney of a
28 county who represented the Commonwealth at the most recent
29 sentencing of an inmate.

30 "Sentencing court." The trial judge who most recently

1 sentenced an inmate or, if the trial judge is no longer serving
2 as a judge of that court, the president judge of the county
3 court of common pleas.]

4 Section 2. Title 42 is amended by adding a section to read:
5 § 9778. Modification of an imposed term of imprisonment for
6 reasons of illness.

7 ~~(a) Authority of court. The court that imposed a sentence~~ <--
8 ~~on a defendant or inmate may modify a term of imprisonment upon~~
9 ~~petition by the secretary, chief administrator of any other~~
10 ~~institution, the prosecuting attorney, the inmate or the court~~
11 ~~if either of the following conditions is satisfied:~~

12 ~~(1) Extraordinary and compelling family hardship~~
13 ~~warrants the modification. A hardship may include the~~
14 ~~following:~~

15 ~~(i) the death or physical or mental incapacitation~~
16 ~~of the caregiver for the inmate's minor child or~~
17 ~~children; or~~

18 ~~(ii) the physical or mental incapacitation of the~~
19 ~~inmate's spouse or partner if the inmate would be the~~
20 ~~only available caregiver for the spouse or partner.~~

21 ~~(2) The inmate has a substantially diminished ability to~~
22 ~~function in a correctional facility due to:~~

23 ~~(i) a terminal illness;~~

24 ~~(ii) a chronic and debilitating physical or medical~~
25 ~~condition or disease;~~

26 ~~(iii) a serious functional or cognitive impairment;~~

27 ~~or~~

28 ~~(iv) deteriorating physical or mental health due to~~
29 ~~the aging process.~~

30 ~~(A) AUTHORITY OF COURT.--THE COURT THAT IMPOSED A SENTENCE~~ <--

1 ON A DEFENDANT OR INMATE MAY MODIFY A TERM OF IMPRISONMENT UPON
2 PETITION BY THE SECRETARY, THE CHIEF ADMINISTRATOR OF ANY OTHER
3 INSTITUTION, THE PROSECUTING ATTORNEY, THE INMATE OR THE COURT,
4 WHICH ESTABLISHES CLEAR AND CONVINCING PROOF THAT ANY OF THE
5 FOLLOWING CONDITIONS ARE SATISFIED:

6 (1) THE DEFENDANT OR INMATE HAS BEEN DIAGNOSED BY A
7 TREATING PROVIDER OR PHYSICIAN WITH A TERMINAL ILLNESS THAT
8 WILL REDUCE THE INDIVIDUAL'S LIFE EXPECTANCY.

9 (2) THE DEFENDANT OR INMATE HAS BEEN DIAGNOSED BY A
10 TREATING PROVIDER OR PHYSICIAN WITH A SERIOUS ILLNESS THAT
11 RESULTS IN THE INABILITY TO INDEPENDENTLY PERFORM ONE OR MORE
12 ACTIVITIES OF DAILY LIVING.

13 (3) THE DEFENDANT OR INMATE HAS BEEN DIAGNOSED BY A
14 TREATING PROVIDER OR PHYSICIAN WITH A LIFE-THREATENING
15 ILLNESS THAT CAN BE MORE APPROPRIATELY TREATED OUTSIDE THE
16 CORRECTIONAL FACILITY AND FOR WHICH THE MORE APPROPRIATE
17 TREATMENT MAY PREVENT PREMATURE DEATH.

18 (4) THE DEFENDANT OR INMATE HAS BEEN DIAGNOSED BY A
19 TREATING PROVIDER OR PHYSICIAN WITH A SERIOUS FUNCTIONAL OR
20 COGNITIVE IMPAIRMENT, OR WITH DETERIORATING PHYSICAL OR
21 MENTAL HEALTH DUE TO THE AGING PROCESS, THAT RESULTS IN THE
22 INABILITY TO INDEPENDENTLY PERFORM ONE OR MORE ACTIVITIES OF
23 DAILY LIVING.

24 (b) Notification and decision requirements.--

25 (1) If a petition for sentence modification is filed by
26 an inmate under subsection (a), the inmate shall provide a
27 copy of the petition to the department or other institution
28 within seven business days of filing the petition.

29 (2) Within three business days of receiving the inmate's
30 petition for modification under paragraph (1), or within

1 three business days of the department or other institution
2 filing a petition on behalf of an inmate under subsection
3 (a), the department, other institution or the district
4 attorney for the county where the conviction occurred shall,
5 subject to any applicable confidentiality requirements,
6 notify the Office of the Victim Advocate and any registered
7 victim of the inmate's offense of the petition and the
8 general reasons for the petition and provide an opportunity
9 to respond to the court in writing within seven days.

10 (3) The department or other institution shall, subject
11 to any applicable confidentiality requirements:

12 (i) In the case of an inmate diagnosed with a
13 terminal illness:

14 (A) No later than 72 hours after the diagnosis
15 by a medical professional employed or contracted by
16 the department or other institution:

17 (I) Notify the inmate's last attorney of
18 record, spouse or partner and immediate family
19 members of the inmate's condition.

20 (II) Inform the inmate's attorney, spouse or
21 partner and family members that they may prepare
22 and submit on the inmate's behalf a petition for
23 sentence modification under subsection ~~(a)(2)~~ <--

24 (A). <--

25 (III) Provide the inmate's medical records
26 to the inmate and the inmate's attorney, spouse
27 or partner or family member.

28 (B) No later than seven days after the date of
29 the diagnosis, provide the inmate's spouse or partner
30 and immediate or extended family members with an

1 opportunity to visit the inmate in person unless
2 compelling reasons exist for denying the visit and
3 the reasons are provided in writing.

4 (C) Upon request from the inmate or the inmate's
5 attorney, spouse or partner or family members, ensure
6 that the department or other institution employees
7 assist the inmate in the preparation, drafting or
8 submission of a petition for sentence modification
9 under subsection ~~(a)(2)~~ (A). <--

10 (ii) In the case of an inmate who is physically or
11 mentally unable to prepare or file a petition for
12 sentencing modification under subsection ~~(a)(2)~~ (A): <--

13 (A) Inform the inmate's attorney, spouse or
14 partner and family members that they may prepare and
15 submit a petition for sentencing modification under
16 subsection ~~(a)(2)~~ (A). <--

17 (B) Upon request from the inmate, the inmate's
18 attorney, spouse or partner or family members:

19 (I) Ensure that the department or other
20 institution employee staff assist the inmate in
21 the preparation, drafting and submission of a
22 petition for sentence modification under
23 subsection ~~(a)(2)~~ (A). <--

24 (II) Within three days of the request,
25 provide the inmate's medical records to the
26 inmate, the inmate's attorney, spouse or partner
27 or family members.

28 (iii) Ensure that all department or other
29 institutional facilities regularly and visibly post,
30 including in inmate handbooks, staff training materials

1 and facility law libraries and medical and hospice
2 facilities, and make available to inmates upon demand,
3 notice of:

4 (A) An inmate's right to petition for a sentence
5 modification under subsection (a).

6 (B) The procedures and timelines for initiating
7 and resolving petitions described in subsections (c)
8 (2) and (d).

9 (c) Judicial procedure.--

10 (1) Upon receipt of a petition for a sentence
11 modification under subsection (a), the court:

12 (i) Shall give the Commonwealth an opportunity to
13 respond to the petition in writing within 10 days or a
14 shorter time as set by the court.

15 (ii) May order a hearing on the petition without
16 requiring the inmate to attend in person.

17 (iii) Shall request, from the department or other
18 institution, the petitioner's disciplinary record. The
19 record shall be provided to the court within 10 days or a
20 shorter time as set by the court.

21 (2) The court shall:

22 (i) Issue a decision on the petition, stating the
23 reasons for the decision and the decision shall be made: <--

24 ~~(A) Within 60 days of a petition made under~~
25 ~~subsection (a)(1).~~

26 ~~(B) Within WITHIN 30 days of a petition made~~ <--
27 ~~under subsection (a)(2) (A).~~ <--

28 (ii) Immediately provide a copy of the decision to
29 the inmate, the inmates' attorney, the Office of Victim
30 Advocate, the secretary, the chief administrator of any

1 other facility and any registered victim of the inmate's
2 offense.

3 (3) The court shall, when issuing a decision on the
4 petition, consider the following:

5 (i) Any response to the petition for sentence
6 modification by the Office of Victim Advocate and any
7 registered victim of the inmate's offense.

8 (ii) Any recommendation of the secretary or chief
9 administrator of any other institution.

10 (iii) The inmate's instant offense or offenses of
11 conviction.

12 (iv) The inmate's sentence and time served on the
13 instant offense or offenses of conviction.

14 (v) The inmate's current age, physical and mental
15 condition and ability to function within a correctional
16 environment.

17 (vi) The inmate's postrelease care plan, if any.

18 (vii) The inmate's disciplinary record while
19 incarcerated as well as any history of accomplishments,
20 programing attended or other records demonstrating
21 rehabilitation.

22 (viii) The likelihood that the inmate would pose an
23 unreasonable risk of danger to others or the community if
24 released.

25 (4) In granting a petition under subsection (a), the
26 court may impose any reasonable condition of release that
27 might be imposed under a sentence of probation under section
28 9754 (relating to order of probation) and any other condition
29 specifically tailored to the circumstances giving rise to the
30 order that is least restrictive of an inmate's liberty.

1 (5) An order granting or denying a petition under this
2 section shall be a final order for the purposes of Pa.R.A.P.
3 No. 341 (relating to final orders; generally).

4 (d) Annual report.--No later than one year after September
5 1, 2026, and once every year thereafter, the secretary shall
6 submit to the Judiciary Committee of the Senate and the
7 Judiciary Committee of the House of Representatives a report on
8 petitions for sentence modifications under subsection (a), which
9 shall include descriptions of the following:

10 (1) The number of inmates granted and denied sentence
11 modifications, categorized by the criteria relied on for the
12 grounds for a modification in sentence.

13 (2) The number of petitions initiated by or on behalf of
14 inmates, categorized by the criteria relied on as the grounds
15 for a modification in sentence.

16 (3) The number of petitions that the department
17 employees assisted inmates in drafting, preparing or filing,
18 categorized by the criteria relied on as the grounds for a
19 modification in sentence and the final decision made in each
20 petition.

21 (4) The number of petitions that the attorneys, spouses
22 or partners or family members submitted on an inmate's
23 behalf, categorized by the criteria relied on as the grounds
24 for a modification in sentence and the final decision made in
25 each petition.

26 (5) The number of petitions filed in court by the
27 secretary, categorized by the criteria relied on as the
28 grounds for a modification in sentence and the final decision
29 made in each petition.

30 (6) For each petition filed in court by the secretary

1 under subsection ~~(a)(2)~~ (A) BASED ON A DIAGNOSIS OF TERMINAL <--
2 ILLNESS, the time elapsed between the date the inmate was
3 diagnosed with a terminal illness and the date the secretary
4 filed the petition in court, categorized by the criteria
5 relied on as the grounds for a modification in sentence and
6 the final decision made in each petition.

7 (7) For each criteria listed in subsection (a), the
8 number of inmates who died while a petition for sentence
9 modification was pending.

10 (8) The number of department notifications to attorneys,
11 spouses or partners and family members of their right to
12 visit a terminally ill inmate as required under subsection
13 (b)(3)(i) and, for each notification, whether the visit
14 occurred and how much time elapsed between the notification
15 and the visit.

16 (9) The number of visits to each terminally ill inmates
17 that were denied by the department due to security or other
18 concerns and the reason given for each denial.

19 (e) Regulations.--The department and the Administrative
20 Office of Pennsylvania Courts shall promulgate rules and
21 regulations to comply with the requirements of this section
22 within 180 days of the effective date of this subsection.

23 (f) Definitions.--As used in this section, the following
24 words and phrases shall have the meanings given to them in this
25 subsection unless the context clearly indicates otherwise:

26 ~~"Chronic and debilitating physical or medical condition or <--~~
27 disease." The term includes a medical condition that is
28 persistent or permanent, requires medication or ongoing care
29 from a physician or impairs a person's ability to perform
30 routine daily tasks or self care.

1 "ACTIVITIES OF DAILY LIVING." FUNDAMENTAL SELF-CARE TASKS <--
2 ESSENTIAL FOR INDEPENDENT LIVING, INCLUDING BATHING, DRESSING,
3 EATING, TRANSFERRING SUCH AS MOVING BETWEEN A BED AND A CHAIR,
4 TOILETING AND PERSONAL HYGIENE.

5 "Department." The Department of Corrections of the
6 Commonwealth.

7 "Deteriorating physical or mental health." The term includes
8 a loss of mobility in the limbs or body, inability to walk
9 without assistance, incontinence, forgetfulness, disorientation
10 or inability to perform routine daily tasks or self care without
11 assistance or supervision.

12 "LIFE-LIMITING ILLNESS." A MEDICAL CONDITION THAT IS <--
13 INCURABLE AND PROGRESSIVE AND THAT WILL SHORTEN THE INDIVIDUAL'S
14 LIFE.

15 "Other institution." An institution other than the
16 department that is authorized to incarcerate or detain
17 individuals for criminal sentences, violations of criminal law
18 or orders of parole, probation, bail or other order related to a
19 civil or criminal matter.

20 "Secretary." The Secretary of Corrections of the
21 Commonwealth.

22 "Serious functional or cognitive impairment." A condition
23 that is persistent or permanent and limits the inmate's ability
24 to reason, perceive, comprehend or communicate. The term
25 includes intellectual disabilities, mental illness, dementia and
26 brain damage from injury or stroke.

27 ~~"Substantially diminished." The inmate is unable or only~~ <--
28 ~~partially able to perform one or more essential daily tasks or~~
29 ~~self care without partial or total assistance or supervision.~~

30 ~~"Terminal illness." A disease or condition with an end of~~

1 ~~life trajectory, with or without a specific prognosis of life~~
2 ~~expectancy. The term includes metastatic solid tumor cancer,~~
3 ~~amyotrophic lateral sclerosis, end stage organ disease and~~
4 ~~advanced dementia.~~

5 "TERMINAL ILLNESS." AN INCURABLE DISEASE OR CONDITION THAT <--
6 IS LIFE-LIMITING AND HAS AN END-OF-LIFE TRAJECTORY, WITH OR
7 WITHOUT A SPECIFIC PROGNOSIS OF LIFE EXPECTANCY. THE TERM
8 INCLUDES METASTATIC SOLID TUMOR CANCER, AMYOTROPHIC LATERAL
9 SCLEROSIS, END-STAGE ORGAN DISEASE AND ADVANCED DEMENTIA.

10 Section 3. Any regulations or parts of regulations are
11 abrogated insofar as they are inconsistent with the repeal or
12 addition of 42 Pa.C.S. §§ 9777 and 9778.

13 Section 4. This act shall apply to an individual sentenced
14 on, before or after the effective date of this section.

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