

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1083 Session of
1997

INTRODUCED BY HANNA, YOUNGBLOOD, BELARDI, DALEY, LEH AND PESCI,
APRIL 2, 1997

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 2, 1997

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for defiant
3 trespasser.

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

6 Section 1. Section 3503(b) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3503. Criminal trespass.

9 * * *

10 (b) Defiant trespasser.--

11 (1) A person commits an offense if, knowing that he is
12 not licensed or privileged to do so, he enters or remains in
13 any place as to which notice against trespass is given by:

14 (i) actual communication to the actor; or

15 (ii) posting in a manner prescribed by law or
16 reasonably likely to come to the attention of intruders;
17 or

18 (iii) fencing or other enclosure manifestly designed

1 to exclude intruders.

2 [(2) An offense under this subsection constitutes a
3 misdemeanor of the third degree if the offender defies an
4 order to leave personally communicated to him by the owner of
5 the premises or other authorized person. Otherwise it is a
6 summary offense.]

7 (2) (i) An offense under paragraph (1)(i) constitutes a
8 misdemeanor of the second degree if the offender defies
9 an order to leave personally communicated to him by the
10 owner of the premises or other authorized person.

11 (ii) An offense under paragraph (1)(ii) constitutes
12 a misdemeanor of the third degree if the offender defies
13 an order to leave personally communicated to him by the
14 owner of the premises or other authorized person.

15 (iii) An offense under paragraph (1)(iii)
16 constitutes a summary offense.

17 (3) A person commits a misdemeanor of the third degree
18 if he, knowing that he is not licensed or privileged to do
19 so, enters onto the property of another for the purpose of
20 burning a cross for any reason.

21 * * *

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