

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 74

Session of
1975

INTRODUCED BY RUGGIERO, PRENDERGAST, DiDONATO, KOWALYSHYN,
SCHWEDER AND REED, JANUARY 27, 1975

REFERRED TO COMMITTEE ON LAW AND JUSTICE, JANUARY 27, 1975

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, by making it a crime to trespass on
3 grounds of State institutions.

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

6 Section 1. Title 18, act of November 25, 1970 (P.L.707,
7 No.230), known as the Pennsylvania Consolidated Statutes,
8 amended December 6, 1972 (P.L.1482, No.334), is amended by
9 adding a section to read:

10 § 3504. Trespassing on grounds of State institutions.

11 (a) Definitions.--

12 (1) The term "State institution," as used in this
13 section, includes all penal, reformatory, or correctional
14 institutions, hospitals for the insane, or any institution
15 for feeble-minded or epileptic persons, for inebriates, or
16 for juvenile delinquents and dependents, and all school
17 districts or authorities and educational institutions
18 receiving appropriated moneys from the Commonwealth, and all

1 charitable institutions whatsoever, within this Commonwealth,
2 maintained in whole or in part by the Commonwealth, and whose
3 boards of inspectors, managers, trustees or directors are,
4 respectively, appointed by elected officers or officials or
5 are elected officials.

6 (2) The term "property" as used in this section includes
7 all buildings, structures and land owned or leased by State
8 institutions.

9 (3) The term "enter or remain unlawfully" means to enter
10 or remain upon property without license or privilege to do
11 so. A person who enters or remains in or upon property which
12 is at the time open to the public does so with license and
13 privilege unless he fails or refuses to obey an order not to
14 enter or remain, personally communicated to him or publicly
15 announced, by a person authorized to give such order. A
16 license or privilege to enter or remain on property which is
17 only partly open to the public is not a license or privilege
18 to enter or remain in any part of the property which is not
19 open to the public.

20 (b) Offense defined.--A person commits an offense if he
21 wilfully enters or remains unlawfully upon property of State
22 institutions.

23 (c) Grading.--An offense under this section shall be a
24 summary offense.