
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1828 Session of
2017

INTRODUCED BY TOOHL, BERNSTINE, CHARLTON, GOODMAN, HELM,
JOZWIAK, KORTZ, MILLARD, MURT, ROZZI, SCHLOSSBERG, WATSON AND
WHEELAND, SEPTEMBER 27, 2017

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 27, 2017

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in assault, defining the offense of
3 occupational intimidation; and prescribing a penalty.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 2710.1. Occupational intimidation.

9 (a) Offense defined.--A person commits the offense of
10 occupational intimidation if, with malicious intention toward a
11 law enforcement official, a firefighter, an emergency services
12 provider or an employee or agent of a county children and youth
13 social service agency or toward law enforcement officials,
14 firefighters, emergency services providers or employees or
15 agents of county children and youth social service agencies as a
16 group, based upon the occupation of the individual or the
17 occupational group, the person commits an offense under any
18 other provision of this chapter or under Chapter 33 (relating to

1 arson, criminal mischief and other property destruction)
2 exclusive of section 3307 (relating to institutional vandalism)
3 or under section 3503 (relating to criminal trespass) with
4 respect to the individual or the property of the individual or
5 with respect to one or more members of the occupational group or
6 the property of one or more members of the occupational group.

7 (b) Grading.--An offense under this section shall be
8 classified as a misdemeanor of the third degree if the other
9 offense is classified as a summary offense. Otherwise, an
10 offense under this section shall be classified one degree higher
11 in the classification specified in section 106 (relating to
12 classes of offenses) than the classification of the other
13 offense.

14 (c) Definitions.--As used in this section, the following
15 words and phrases shall have the meanings given to them in this
16 subsection unless the context clearly indicates otherwise:

17 "Emergency services provider." An emergency medical
18 responder, an emergency medical technician, an advanced
19 emergency medical technician or a paramedic as defined in 35
20 Pa.C.S. § 8103 (relating to definitions).

21 "Firefighter." The term includes a volunteer firefighter.

22 "Law enforcement official." As defined in 23 Pa.C.S. §
23 6303(a) (relating to definitions).

24 "Malicious intention." The intention to commit any act, the
25 commission of which is a necessary element of any offense
26 referred to in subsection (a) motivated by hatred toward the
27 occupation of any of the individuals set forth in subsection
28 (a).

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