

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 42 Session of
2013

INTRODUCED BY FERLO, WASHINGTON, BREWSTER, TEPLITZ, FARNESE,
WILLIAMS, BROWNE, KITCHEN, TARTAGLIONE AND SCHWANK,
JANUARY 4, 2013

REFERRED TO JUDICIARY, JANUARY 4, 2013

AN ACT

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

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

6 Section 1. Section 2710(a) and (c) of Title 18 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 2710. Ethnic intimidation.

9 (a) Offense defined.--A person commits the offense of ethnic
10 intimidation if, with malicious intention toward the actual or
11 perceived race, color, religion [or], national origin, ancestry,
12 mental or physical disability, sexual orientation, gender or
13 gender identity of another individual or group of individuals,
14 he commits an offense under any other provision of this article
15 or under Chapter 33 (relating to arson, criminal mischief and
16 other property destruction) exclusive of section 3307 (relating
17 to institutional vandalism) or under section 3503 (relating to
18 criminal trespass) with respect to such individual or his or her

1 property or with respect to one or more members of such group or
2 to their property.

3 * * *

4 (c) Definition.--As used in this section "malicious
5 intention" means the intention to commit any act, the commission
6 of which is a necessary element of any offense referred to in
7 subsection (a) motivated by hatred toward the actual or
8 perceived race, color, religion [or], national origin, ancestry,
9 mental or physical disability, sexual orientation, gender or
10 gender identity of another individual or group of individuals.

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