

## AMENDMENTS TO HOUSE BILL NO. 1027

Sponsor: REPRESENTATIVE KINKEAD

Printer's No. 1024

1 Amend Bill, page 1, lines 14 through 17; page 2, lines 1  
2 through 27; by striking out all of said lines on said pages and  
3 inserting

4 § 2710. [Ethnic] Hate-based intimidation.

5 (a) Offense defined.--A person commits the offense of  
6 [ethnic] hate-based intimidation if, with malicious intention  
7 toward the race, color, religion [or], national origin,  
8 ethnicity, ancestry, sex, gender, gender identity, gender  
9 expression, sexual orientation or disability of another  
10 individual [or], group of individuals[, he commits an offense  
11 under any other provision of this article or] or a person with  
12 whom the individual or group is associated, commits a personal  
13 injury crime as defined in section 103 of the act of November  
14 24, 1998 (P.L.882, No.111), known as the Crime Victims Act, an  
15 offense under Chapter 33 (relating to arson, criminal mischief  
16 and other property destruction) [exclusive of section 3307  
17 (relating to institutional vandalism)] or an offense under  
18 section 3503 (relating to criminal trespass) with respect to  
19 such individual or his or her property or with respect to one or  
20 more members of such group or to their property.

21 Amend Bill, page 3, line 5, by striking out the bracket  
22 before "(c)"

23 Amend Bill, page 3, line 9, by inserting after "religion"  
24 , ethnicity, ancestry, sex, gender, gender identity, gender  
25 expression, sexual orientation, disability

26 Amend Bill, page 3, line 10, by striking out the bracket  
27 after "individuals."

28 Amend Bill, page 3, line 11, by inserting after "amended"  
29 and the section is amended by adding a subsection

30 Amend Bill, page 3, line 14, by striking out "A person" and

1 inserting

2 An individual

3 Amend Bill, page 4, by inserting between lines 15 and 16

4 (g) Construction.--Nothing in this section may be construed  
5 to prohibit, limit or punish religiously motivated speech or  
6 conduct that is otherwise protected by the Constitution of the  
7 United States, the Constitution of Pennsylvania or the act of  
8 December 9, 2002 (P.L.1701, No.214), known as the Religious  
9 Freedom Protection Act.