

AMENDMENTS TO SENATE BILL NO. 975

Sponsor: SENATOR BAKER

Printer's No. 1199

1 Amend Bill, page 1, line 6, by striking out "2706(d)" and

2 inserting

3 2706

4 Amend Bill, page 1, line 9, by striking out all of said line

5 and inserting

6 (a) Offense defined.--A person commits the crime of
7 terroristic threats if the person communicates, either directly
8 or indirectly, a threat to:

9 (1) commit any crime of violence with intent to
10 terrorize another;

11 (2) cause evacuation of a building, place of assembly or
12 facility of public transportation; or

13 (3) otherwise cause serious public inconvenience, or
14 cause terror or serious public inconvenience with reckless
15 disregard of the risk of causing such terror or
16 inconvenience.

17 (b) [Restitution.--A] Costs of responding to threat.--
18 Notwithstanding any other provision of law, a person convicted
19 or adjudicated delinquent of violating this section shall[, in
20 addition to any other sentence imposed or restitution ordered
21 under 42 Pa.C.S. § 9721(c) (relating to sentencing generally),
22 be sentenced to pay restitution in an amount equal to the cost
23 of the evacuation, including, but not limited to, fire and
24 police response; emergency medical service or emergency
25 preparedness response; and transportation of an individual from
26 the building, place of assembly or facility.] be sentenced to
27 pay any costs of an evacuation or other response resulting from
28 the threat that gave rise to the violation of this section,
29 including, but not limited to:

30 (1) The costs of supplies, equipment or materials used
31 by an emergency medical services agency, fire company, law
32 enforcement agency, school district, educational facility or
33 other governmental entity to respond to the threat.

34 (2) The costs of prepared and unprepared food that went
35 unused as a result of an evacuation or diversion from the
36 normal or customary operations of a school or educational

1 facility that responded to the threat.

2 (3) The salary or other wages, including overtime pay,
3 of any employee of a law enforcement agency, police
4 department, fire company, medical services agency, school
5 district, educational facility or other governmental entity
6 for the time spent responding to the threat.

7 (4) The salary or other wages, including overtime pay,
8 of any teacher, administrator, aide or other employee of a
9 school or educational facility who was paid despite the
10 diversion of normal or customary operations of the school or
11 educational facility.

12 (c) Preservation of private remedies.--No judgment or order
13 of [restitution] costs shall debar a person, by appropriate
14 action, to recover from the offender as otherwise provided by
15 law, provided that any civil award shall be reduced by the
16 amount paid under the criminal judgment.

17 Amend Bill, page 2, line 5, by striking out all of said line
18 and inserting

19 (e) Definition.--As used in this section, the term
20 "communicates" means conveys in person or by written or
21 electronic means, including telephone, electronic mail,
22 Internet, facsimile, telex and similar transmissions.