

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1686 Session of
1997

INTRODUCED BY J. TAYLOR, LEDERER, DiGIROLAMO, DeLUCA, SAYLOR,
STURLA, LYNCH, E. Z. TAYLOR, SATHER, ARMSTRONG, CLYMER,
STERN, STABACK, HENNESSEY, TIGUE, McGEEHAN, BAKER, CIVERA,
MELIO, COLAFELLA, RAMOS, KELLER, WOGAN, O'BRIEN, KENNEY,
RAYMOND AND BUTKOVITZ, JUNE 16, 1997

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 16, 1997

AN ACT

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

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

6 Section 1. Section 5902(a) and (a.1) of Title 18 of the
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 5902. Prostitution and related offenses.

9 (a) Prostitution.--A person is guilty of prostitution[; a
10 misdemeanor of the third degree,] if he or she:

11 (1) is an inmate of a house of prostitution or otherwise
12 engages in sexual activity as a business; or

13 (2) loiters in or within view of any public place for
14 the purpose of being hired to engage in sexual activity.

15 (a.1) Grading of offenses under subsection (a).--An offense
16 under subsection (a) constitutes a [felony of the third degree
17 if the person who committed the offense was knowingly human

immunodeficiency virus (HIV) positive or infected with the
acquired immune deficiency syndrome (AIDS) virus.]:

(1) Misdemeanor of the third degree when the offense is
a first or second offense.

(2) Misdemeanor of the second degree when the offense is
a third offense.

(3) Misdemeanor of the first degree when the offense is
a fourth or subsequent offense.

(4) Felony of the third degree if the person who
committed the offense was knowingly human immunodeficiency
virus (HIV) positive or infected with the acquired immune
deficiency syndrome (AIDS) virus.

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