

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1772 Session of 2019

INTRODUCED BY KEEFER, KNOWLES, M. K. KELLER, JONES, BROOKS, RYAN, OWLETT, READSHAW, ROTHMAN, SAYLOR, DeLUCA, JOHNSON-HARRELL, PASHINSKI, MASSER, PICKETT, ZIMMERMAN, GROVE, KORTZ, SCHLEGEL CULVER, ECKER AND ROWE, AUGUST 30, 2019

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, OCTOBER 30, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in burglary and other criminal
3 intrusion, further providing for the offense of criminal
4 trespass.

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

7 Section 1. Section 3503(b)(1) of Title 18 of the
8 Pennsylvania Consolidated Statutes is amended, THE SUBSECTION IS <--
9 AMENDED BY ADDING A PARAGRAPH AND THE SECTION IS AMENDED BY
10 ADDING A SUBSECTION to read:

11 § 3503. Criminal trespass.

12 * * *

13 (b) Defiant trespasser.--

14 (1) A person commits an offense if, knowing that he is
15 not licensed or privileged to do so, he enters or remains in
16 any place as to which notice against trespass is given by:

17 (i) actual communication to the actor;

1 (ii) posting in a manner prescribed by law or
2 reasonably likely to come to the attention of intruders;

3 (iii) fencing or other enclosure manifestly designed
4 to exclude intruders;

5 (iv) notices posted in a manner prescribed by law or
6 reasonably likely to come to the person's attention at
7 each entrance of school grounds that visitors are
8 prohibited without authorization from a designated
9 school, center or program official; [or]

10 (v) an actual communication to the actor to leave
11 school grounds as communicated by a school, center or
12 program official, employee or agent or a law enforcement
13 officer[.]; or

14 (vi) ~~the~~ SUBJECT TO PARAGRAPH (3), THE placement of <--
15 identifying purple paint marks on trees or posts on the
16 property which are:

17 (A) vertical lines of not less than eight inches
18 in length and not less than one inch in width;

19 (B) placed so that the bottom of the mark is not
20 less than three feet from the ground nor more than
21 five feet from the ground; and

22 (C) placed at locations that are readily visible
23 to a person approaching the property and no more than
24 100 feet apart.

25 * * *

26 (3) PARAGRAPH (1) (VI) SHALL NOT APPLY IN A COUNTY OF THE <--
27 FIRST CLASS OR A COUNTY OF THE SECOND CLASS.

28 * * *

29 (C.1) APPLICABILITY.--THIS SECTION SHALL NOT APPLY TO AN
30 UNARMED PERSON WHO ENTERS ONTO POSTED PROPERTY FOR THE SOLE

1 PURPOSE OF RETRIEVING A HUNTING DOG.

2 * * *

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