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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**SENATE BILL**

**No. 189**

Session of  
1977

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INTRODUCED BY HILL, MURRAY, SCANLON, SWEENEY, DWYER, HOLL,  
O'PAKE AND JUBELIRER, FEBRUARY 7, 1977

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REFERRED TO JUDICIARY, FEBRUARY 7, 1977

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, redefining parts of the offense of  
3 criminal trespass.

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

6 Section 1. Subsection (a) of section 3503 of Title 18, act  
7 of November 25, 1970 (P.L.707, No.230), known as the  
8 Pennsylvania Consolidated Statutes, is amended to read:

9 § 3503. Criminal trespass.

10 (a) Buildings and occupied structures.--

11 (1) A person commits an offense if, knowing that he is  
12 not licensed or privileged to do so, he [enters or gains  
13 entrance by subterfuge or surreptitiously remains in any  
14 building or occupied structure, or separately secured or  
15 occupied portion thereof.]:

16 (i) enters, gains entry by subterfuge or  
17 surreptitiously remains in any building or occupied  
18 structure or separately secured or occupied portion

1           thereof; or

2                   (ii) breaks into any building or occupied structure  
3                   or separately secured or occupied portion thereof.

4           (2) [An offense under this subsection is a felony of the  
5 second degree.] An offense under subparagraph (i) of  
6 paragraph (1) is a misdemeanor of the second degree, and an  
7 offense under subparagraph (ii) is a felony of the second  
8 degree.

9           (3) As used in this subsection:

10           "Breaks into." To gain entry by force, breaking,  
11 intimidation, unauthorized opening of locks, or through an  
12 opening not designed for human access.

13           \* \* \*

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