

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL  
No. 1787 Session of  
1985

INTRODUCED BY JOHNSON, JACKSON, J. L. WRIGHT, SIRIANNI, FOX,  
VROON, HERMAN AND CIVERA, OCTOBER 16, 1985

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 16, 1985

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, making it unlawful to knowingly  
3 transmit acquired immune deficiency syndrome through sexual  
4 contact.

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

7 Section 1. Title 18 of the Pennsylvania Consolidated  
8 Statutes is amended by adding a section to read:

9 § 5905. Transmitting acquired immune deficiency syndrome.

10 (a) Offense defined.--A person who, knowing that he is  
11 infected by acquired immune deficiency syndrome, transmits the  
12 disease to another person through sexual contact, commits a  
13 misdemeanor of the first degree.

14 (b) Second or subsequent offense.--A person convicted of a  
15 second or subsequent offense under this section commits a felony  
16 of the second degree.

17 (c) Definitions.--As used in this section the following  
18 words and phrases shall have the meanings given to them in this

1 subsection:

2 "Intimate parts." The following body parts: sexual organs,  
3 genital area, anal area, inner thigh, groin, buttock or breast  
4 of a person.

5 "Sexual contact." An intentional touching by the victim or  
6 offender, either directly or through clothing, of the victim's  
7 or offender's intimate parts.

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