

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 247 Session of
1995

INTRODUCED BY ZUG AND KREBS, JANUARY 24, 1995

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, MARCH 14, 1995

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further prohibiting prostitution.

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

5 Section 1. Section 5902(c) of Title 18 of the Pennsylvania
6 Consolidated Statutes is amended and the section is amended by
7 adding a subsection to read:

8 § 5902. Prostitution and related offenses.

9 * * *

10 (a.1) Grading of offenses under subsection (a).--An offense
11 under subsection (a) constitutes a felony of the third degree if
12 the person who committed the offense was knowingly human
13 immunodeficiency virus (HIV) positive or infected with the
14 acquired immune deficiency syndrome (AIDS) virus.

15 * * *

16 (c) Grading of offenses under subsection (b).--

17 (1) An offense under subsection (b) constitutes a felony

of the third degree if:

(i) the offense falls within paragraphs (b)(1),
(b)(2) or (b)(3);

(ii) the actor compels another to engage in or
promote prostitution;

(iii) the actor promotes prostitution of a child
under the age of 16 years, whether or not he is aware of
the age of the child; [or]

(iv) the actor promotes prostitution of his spouse,
child, ward or any person for whose care, protection or
support he is responsible[.]; or

~~(v) the offense falls within subsection (a.1) and
the person who is soliciting was knowingly HIV positive
or infected with the AIDS virus.~~

(V) THE PERSON KNOWINGLY PROMOTED PROSTITUTION OF
ANOTHER WHO WAS HIV POSITIVE OR INFECTED WITH THE AIDS
VIRUS.

(2) Otherwise the offense is a misdemeanor of the second
degree.

* * *

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