

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

**HOUSE BILL**

**No. 1401** Session of  
2007

---

INTRODUCED BY PALLONE, FABRIZIO, HERSHEY, W. KELLER, KORTZ,  
MURT, PRESTON, READSHAW, SABATINA, SANTONI, SOLOBAY AND  
YOUNGBLOOD, JUNE 5, 2007

---

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 5, 2007

---

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, further providing for terrorism; and  
3 providing for soliciting or providing support for an act of  
4 terrorism and for hindering prosecution for an act of  
5 terrorism.

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

8 Section 1. Section 2717 of Title 18 of the Pennsylvania  
9 Consolidated Statutes is amended to read:

10 § 2717. Terrorism.

11 (a) General rule.--A person is guilty of terrorism if he  
12 commits a violent offense intending to do any of the following:

13 (1) Intimidate or coerce a civilian population.

14 (2) Influence the policy of a government by intimidation  
15 or coercion.

16 (3) Affect the conduct of a government.

17 (b) Grading and penalty.--

18 (1) If the violent offense is a misdemeanor or a felony  
19 of the third or second degree, an offense under this section

1 shall be classified one degree higher than the classification  
2 of the violent offense specified in section 106 (relating to  
3 classes of offenses).

4 (2) If the violent offense is a felony of the first  
5 degree, a person convicted of an offense under this section  
6 shall be sentenced to a term of imprisonment fixed by the  
7 court at not more than 40 years and may be sentenced to pay a  
8 fine of not more than \$100,000. If the specified offense  
9 resulted in the death of a person other than one of the  
10 participants, sentencing shall be in accordance with 42  
11 Pa.C.S. § 9711 (relating to sentencing procedure for murder  
12 of the first degree).

13 (c) Definitions.--As used in this section, the following  
14 words and phrases shall have the meanings given to them in this  
15 subsection:

16 "Dangerous to human life or property." A violent act or an  
17 act which is intended to or likely to cause death, serious  
18 bodily injury or mass destruction.

19 "Mass destruction." An act which is intended to or likely to  
20 destroy or cause serious damage to transportation-related  
21 infrastructure or facilities, energy-related infrastructure or  
22 facilities, public or private buildings, places of public  
23 accommodation or public works under circumstances evincing  
24 depraved indifference to human life or property.

25 "Violent offense." An offense under this part, including an  
26 attempt, conspiracy or solicitation to commit any such offense,  
27 which is punishable by imprisonment of more than one year and  
28 involves an act dangerous to human life or property.

29 Section 2. Title 18 is amended by adding sections to read:  
30 § 2718. Soliciting or providing support for terrorism and

1 terrorist organizations.

2 (a) Offense.--A person commits the offense of soliciting or  
3 providing support for terrorism or a terrorist organization  
4 when, with the intent that the material support or resources  
5 will be used, in whole or in part, to plan, prepare, carry out  
6 or aid in terrorism or the concealment of, or an escape from,  
7 terrorism, he raises, solicits, collects or provides material  
8 support or resources.

9 (b) Grading.--Notwithstanding the provisions of section  
10 2717(b) (relating to terrorism), if the total value of material  
11 support or resources exceeds \$1,000, an offense under this  
12 section is a felony of the second degree; otherwise, an offense  
13 under this section is a felony of the third degree.

14 (c) Definitions.--As used in this section, the following  
15 words and phrases shall have the meanings given to them in this  
16 subsection:

17 "Material support or resources." Currency or other financial  
18 securities, financial services, lodging, training, safe houses,  
19 false documentation or identification, communications equipment,  
20 facilities, weapons, lethal substances, explosives, personnel,  
21 transportation and other physical assets, except medicine or  
22 religious materials.

23 "Terrorism." An act classified as an offense under section  
24 2717(a) (relating to terrorism).

25 "Terrorist organization." The term includes any  
26 organization, domestic or foreign, which directly engages in the  
27 planning, preparation, carrying out or aiding of any act of  
28 terrorism and includes, but is not limited to, any organization  
29 under section 219 of the Immigration and Nationality Act (66  
30 Stat. 163, 8 U.S.C. § 1189) as a foreign terrorist organization.

1 § 2719. Hindering prosecution for terrorism.

2 (a) Offense.--A person commits the offense of hindering  
3 prosecution for terrorism if he renders criminal assistance to a  
4 person who has committed terrorism, knowing or believing that  
5 such person engaged in conduct constituting terrorism.

6 (b) Grading.--Notwithstanding the provisions of section  
7 2717(b) (relating to terrorism), if the terrorism resulted in  
8 the death of a person other than one of the participants, an  
9 offense under this section is a felony of the second degree;  
10 otherwise, an offense under this section is a felony of the  
11 third degree.

12 (c) Definitions.--As used in this section, the following  
13 words and phrases shall have the meanings given to them in this  
14 subsection:

15 "Renders criminal assistance." With the intent to prevent,  
16 hinder or delay the discovery or apprehension of, or the  
17 bringing of a criminal charge against, a person who he knows or  
18 believes has committed an offense under section 2717 (relating  
19 to terrorism), or is being sought by law enforcement officials  
20 for the commission of an offense under section 2717, or with  
21 intent to assist a person in profiting or benefiting from the  
22 commission of an offense under section 2717, he:

23 (1) harbors or conceals such person;

24 (2) warns such person of impending discovery or  
25 apprehension;

26 (3) provides such person with money, transportation,  
27 weapon, disguise or other means of avoiding discovery or  
28 apprehension;

29 (4) prevents or obstructs, by means of force,  
30 intimidation or deception, anyone from performing an act

1 which might aid in the discovery or apprehension of such  
2 person or in the bringing of a criminal charge against him;  
3 or

4 (5) suppresses, by any act of concealment, alteration or  
5 destruction, any physical evidence which might aid in the  
6 discovery or apprehension of such person or in the bringing  
7 of a criminal charge against him.

8 "Terrorism." An act classified as an offense under section  
9 2717(a) (relating to terrorism).

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