
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2769 Session of
2010

INTRODUCED BY PERZEL, BOYD, CASORIO, FARRY, GEIST, GINGRICH,
GODSHALL, HARKINS, HELM, KILLION, MURT, PAYNE, PEIFER,
PHILLIPS, REICHLEY, SCAVELLO, SEIP AND YOUNGBLOOD,
SEPTEMBER 28, 2010

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 28, 2010

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for criminal
3 trespass.

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

6 Section 1. Section 3503(b)(1) introductory paragraph and (2)
7 and (d) of Title 18 of the Pennsylvania Consolidated Statutes
8 are amended and subsection (b) is amended by adding a paragraph
9 to read:

10 § 3503. Criminal trespass.

11 * * *

12 (b) Defiant trespasser.--

13 (1) [A] Except as set forth in paragraph (1.1), a person
14 commits an offense if, knowing that he is not licensed or
15 privileged to do so, he enters or remains in any place as to
16 which notice against trespass is given by:

17 * * *

1 (1.1) A person commits an offense if, knowing that he is
2 not licensed or privileged to do so, he enters or remains on
3 a part of a sports arena reserved for use of the athletic
4 participants.

5 (2) Grading is as follows:

6 (i) Except as provided in paragraph (1)(v) or (1.1),
7 an offense under this subsection constitutes:

8 (A) a misdemeanor of the third degree if the
9 offender defies an order to leave personally
10 communicated to him by the owner of the premises or
11 other authorized person; and

12 (B) a summary offense otherwise.

13 (ii) An offense under paragraph (1)(v) or (1.1)
14 constitutes a misdemeanor of the first degree. [Otherwise
15 it is a summary offense.]

16 * * *

17 (d) Definition.--As used in this section, the [term "school
18 grounds" means any] following words and phrases shall have the
19 meanings given to them in this subsection unless the context
20 clearly indicates otherwise:

21 "School grounds." Any building of or grounds of any
22 elementary or secondary publicly funded educational institution,
23 any elementary or secondary private school licensed by the
24 Department of Education, any elementary or secondary parochial
25 school, any certified day-care center or any licensed preschool
26 program.

27 "Sports arena." A facility where individuals, in return for
28 consideration, are permitted to watch an athletic contest.

29 Section 2. The addition of 18 Pa.C.S. § 3503(b)(1.1) shall
30 apply to offenses committed on or after the effective date of

1 this section.

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