
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 564 Session of
2019

INTRODUCED BY BLAKE, FONTANA, SANTARSIERO, FARNESE, STREET,
COSTA, HUGHES, BROWNE, TARTAGLIONE, HAYWOOD AND BREWSTER,
APRIL 18, 2019

REFERRED TO JUDICIARY, APRIL 18, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in assault, providing for the offense
3 of bullying.

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

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

8 § 2709.2. Bullying.

9 (a) Offense defined.--A person commits the offense of
10 bullying when the person commits a defined crime with the intent
11 to:

12 (1) harass, annoy, alarm or intimidate another
13 individual or group of individuals; or

14 (2) place another individual or group of individuals in
15 fear of bodily injury or property damage.

16 (b) Grading.--An offense under this section shall be
17 classified as a misdemeanor of the third degree if the other
18 defined crime is classified as a summary offense. Otherwise, an

1 offense under this section shall be classified one degree higher
2 in the classification specified in section 106 (relating to
3 classes of offenses) than the classification of the other
4 defined crime.

5 (c) False report.--A person who knowingly gives false
6 information to a law enforcement officer with the intent to
7 implicate a person under this section commits an offense under
8 section 4906 (relating to false reports to law enforcement
9 authorities).

10 (d) Venue.--

11 (1) An offense committed under this section may be
12 deemed to have been committed at the place where the
13 communications or actions were made or received.

14 (2) Acts indicating a course of conduct that occur in
15 more than one jurisdiction may be used by any other
16 jurisdiction in which an act occurred as evidence of a
17 continuing pattern of conduct or a course of conduct.

18 (e) Application of section.--This section shall not apply to
19 conduct by a party to a labor dispute as defined in the act of
20 June 2, 1937 (P.L.1198, No.308), known as the Labor Anti-
21 Injunction Act, or to any constitutionally protected activity.

22 (f) Definitions.--As used in this section, the following
23 words and phrases shall have the meanings given to them in this
24 subsection unless the context clearly indicates otherwise:

25 "Defined crime." An offense under any of the following:

26 (1) Any other provision of this chapter.

27 (2) Chapter 33 (relating to arson, criminal mischief and
28 other property destruction), exclusive of section 3307
29 (relating to institutional vandalism).

30 (3) Chapter 35 (relating to burglary and other criminal

1 intrusion), exclusive of section 3503 (relating to criminal
2 trespass).

3 (4) Chapter 41 (relating to forgery and fraudulent
4 practices).

5 (5) Chapter 57 (relating to wiretapping and electronic
6 surveillance).

7 (6) Chapter 75 (relating to other offenses).

8 (7) Chapter 76 (relating to computer offenses).

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