
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1381 Session of
2021

INTRODUCED BY LEE, WHEATLEY, FRANKEL, RABB, KRAJEWSKI, ISAACSON,
SIMS, HOHENSTEIN, MADDEN, KINKEAD AND INNAMORATO,
MAY 10, 2021

REFERRED TO COMMITTEE ON JUDICIARY, MAY 10, 2021

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in public indecency, further providing
3 for the offense of prostitution and related offenses.

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

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

9 § 5902. Prostitution and related offenses.

10 * * *

11 (e.3) Amnesty for sex workers, sexually exploited children
12 and victims of human trafficking reporting a crime of
13 violence.--The following shall apply:

14 (1) A sex worker, sexually exploited child or victim of
15 human trafficking who reports to a peace officer or law
16 enforcement agency that the sex worker, sexually exploited
17 child or victim of human trafficking is a victim of or a
18 witness to a crime of violence may not be arrested for the

1 offense of prostitution under subsection (a) as a result of
2 reporting the crime of violence.

3 (2) A law enforcement agency may not publicly release
4 the name of an individual who is alleged to be a sex worker,
5 sexually exploited child or victim of human trafficking who
6 reports being a victim of or witness to a crime of violence
7 under paragraph (1) without the written permission of the
8 individual.

9 (3) As used in this section, the following words and
10 phrases shall have the meanings given to them in this
11 paragraph unless the context clearly indicates otherwise:

12 "Crime of violence." As defined in section 5702
13 (relating to definitions).

14 "Peace officer." As defined in section 501 (relating to
15 definitions).

16 "Sexually exploited child." As defined in section 3001
17 (relating to definitions).

18 "Victim of human trafficking." As defined in section
19 3001.

20 (f) Definitions.--As used in this section the following
21 words and phrases shall have the meanings given to them in this
22 subsection:

23 "House of prostitution." Any place where prostitution or
24 promotion of prostitution is regularly carried on by one person
25 under the control, management or supervision of another.

26 "Inmate." A person who engages in prostitution in or through
27 the agency of a house of prostitution.

28 "Minor." An individual under 18 years of age.

29 "Public place." Any place to which the public or any
30 substantial group thereof has access.

1 "Sex worker." An individual 18 years of age or older who
2 negotiates and performs sexual services for remuneration.

3 "Sexual activity." Includes homosexual and other deviate
4 sexual relations.

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