

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2587 Session of
2024

INTRODUCED BY MAJOR, LABS, MARCELL, MIHALEK, TOMLINSON, GREINER,
GUENST, GILLEN AND SCHEUREN, OCTOBER 9, 2024

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 9, 2024

AN ACT

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

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

6 Section 1. Section 2709.1(c) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended and subsection (f) is amended
8 by adding definitions to read:

9 § 2709.1. Stalking.

10 * * *

11 (c) Grading.--

12 (1) Except as otherwise provided for in [paragraph (2)]
13 paragraphs (2) and (3), a first offense under this section
14 shall constitute a misdemeanor of the first degree.

15 (2) A second or subsequent offense under this section or
16 a first offense under subsection (a) if the person has been
17 previously convicted of a crime of violence involving the
18 same victim, family or household member, including, but not

1 limited to, a violation of section 2701 (relating to simple
2 assault), 2702 (relating to aggravated assault), 2705
3 (relating to recklessly endangering another person), 2718
4 (relating to strangulation), 2901 (relating to kidnapping),
5 3121 (relating to rape) or 3123 (relating to involuntary
6 deviate sexual intercourse), an order issued under section
7 4954 (relating to protective orders) or an order issued under
8 23 Pa.C.S. § 6108 (relating to relief) shall constitute a
9 felony of the third degree.

10 (3) If the victim of an offense under this section is a
11 minor and the perpetrator is an adult who is at least four
12 years older than the victim, the offense shall constitute:

13 (i) For a first offense, a felony of the second
14 degree.

15 (ii) For a second or subsequent offense, a felony of
16 the first degree.

17 * * *

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

21 "Adult." An individual 18 years of age or older.

22 * * *

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

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