

Legislation Text

File #: 140720, **Version:** 1

Amending Title 10 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” to add a new Chapter 10-2100, entitled “Hate Crimes,” to provide for additional penalties for criminal conduct motivated by hatred toward certain characteristics of other persons, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 10 of The Philadelphia Code is hereby amended to read as follows:

TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY.

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CHAPTER 10-2200. HATE CRIMES.

§ 10-2201. Definitions.

(1) Hate crime. Commission of an offense under Title 18, Chapter 25 (relating to criminal homicide), Chapter 27 (relating to assault), Chapter 29 (relating to kidnapping), Chapter 31 (relating to sexual offenses), Chapter 33 (relating to arson, criminal mischief and other property destruction), or Section 3503 (relating to criminal trespass) of the Pennsylvania Crimes Code, against an individual or group of individuals or the property of an individual or group, accompanied by malicious intent as defined in subsection (2) hereof.

(2) Malicious intent. The intent to commit any act, the commission of which is a necessary element of any offense referred to in subsection (1) above, motivated by hatred toward the actual or perceived sexual orientation, gender or gender identity, or disability, as such terms are defined by § 9-1102 of this Code, of another individual or group of individuals.

§ 10-2202. Prohibited Conduct.

(1) No person shall commit a hate crime against another individual or group of individuals.

§ 10-2203. Penalties.

(1) Violation of this Chapter is punishable by a term of imprisonment of up to ninety (90) days, and a monetary fine not to exceed two thousand dollars (\$2,000).

(2) Section 1-112 (“Notices of Violation”) shall not be applicable to this Chapter.

SECTION 2. Effective Date. This Ordinance shall be effective immediately.