

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 874 Session of
2015

INTRODUCED BY MARSICO, BLOOM, SAYLOR, MILLARD, BAKER, MACKENZIE, GREINER, PICKETT, SACCONI, JAMES, TOEPEL, CUTLER, KAUFFMAN, KNOWLES, DIAMOND, GRELL, TOPPER, LAWRENCE, METCALFE, A. HARRIS, DAY, REGAN, TALLMAN, GROVE, EVERETT, COX, GABLER, GINGRICH, DUSH, TRUITT, KAMPF, PEIFER, GILLEN, M. K. KELLER, SIMMONS, OBERLANDER, HARPER, MALONEY, MENTZER, MILNE, EVANKOVICH, F. KELLER, DELOZIER, MCGINNIS, FEE, PYLE, STAATS, MOUL, MARSHALL, B. MILLER, PHILLIPS-HILL, HELM, DUNBAR, CAUSER, HICKERNELL, RADER, RAPP, ELLIS, REESE, QUIGLEY, TOBASH, NESBIT, GILLESPIE, EMRICK, KLUNK, MAJOR, BENNINGHOFF, HARHART, REED, CORBIN, MAHER, ORTITAY, SCHLEGEL CULVER, SCHEMEL, ROAE AND KRIEGER, APRIL 1, 2015

SENATOR GREENLEAF, JUDICIARY, IN SENATE, AS AMENDED,
JUNE 30, 2015

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in assault, further providing for the
3 offenses of harassment, stalking and threat to use weapons of
4 mass destruction.

5 THE GENERAL ASSEMBLY FINDS AND DECLARES THAT IT IS THE <--
6 LEGISLATIVE INTENT IN ENACTING THIS ACT:

7 TO DETER AND PROHIBIT AN INDIVIDUAL WHO IS INVOLVED WITH
8 MATTERS RELATING TO LABOR RELATIONS FROM ENGAGING IN
9 HARASSMENT, STALKING AND THREATS TO USE WEAPONS OF MASS
10 DESTRUCTION, AS SET FORTH IN THIS ACT; AND

11 NOT TO MODIFY OR REPEAL AN OTHERWISE LEGAL RIGHT THAT AN
12 INDIVIDUAL WHO IS INVOLVED WITH MATTERS RELATING TO LABOR
13 RELATIONS MAY OTHERWISE HAVE.

1 The General Assembly of the Commonwealth of Pennsylvania
2 hereby enacts as follows:

3 Section 1. Sections 2709(e), 2709.1(e) and 2715(c.2) of
4 Title 18 of the Pennsylvania Consolidated Statutes are amended
5 to read:

6 § 2709. Harassment.

7 * * *

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

12 * * *

13 § 2709.1. Stalking.

14 * * *

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

19 * * *

20 § 2715. Threat to use weapons of mass destruction.

21 * * *

22 [(c.2) Application of section.--This section shall not apply
23 to lawful conduct by a party to a labor dispute as defined in
24 the act of June 2, 1937 (P.L.1198, No.308), known as the Labor
25 Anti-Injunction Act, or to any constitutionally protected
26 activity.]

27 * * *

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