

An Ordinance

Amending Chapter 10-2200 of the Philadelphia Code entitled “Hate Crimes” to increase the scope of eligible crimes and 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. Chapter 10-200 of The Philadelphia Code is hereby amended to read as follows:

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), *Chapter 35 (relating to burglary and other criminal intrusion), Chapter 37 (relating to robbery), Chapter 39 (relating to theft and related offenses), Chapter 41 (relating to forgery and fraudulent practices)*, 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, *or age, ethnicity, color, race, religion, or national origin* of another individual or group of individuals.

(3) *Age. Any duration of time since an individual's birth of greater than sixty-five years.*

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SECTION 2. This ordinance shall take effect immediately.