

AN ORDINANCE

Amending Chapter 10-2200 of The Philadelphia Code, entitled “Hate Crimes,” to provide for penalties for criminal conduct involving misuse of the 911 emergency response system motivated by hatred toward certain characteristics of other persons; all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Chapter 10-2200 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), or Chapter 41 (relating to forgery and fraudulent practices) of the Pennsylvania Crimes Code, *or Title 35, Section 5310(a) (relating to misuse of the 911 emergency response system)*, 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 be effective immediately.