

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1909 Session of
2025

INTRODUCED BY DAVIDSON, FLEMING, KINKEAD, HILL-EVANS, GUENST,
RIVERA, CONKLIN, MAYES, SANCHEZ, HOWARD, HOHENSTEIN,
HANBIDGE, MALAGARI, GUZMAN AND D. WILLIAMS,
SEPTEMBER 30, 2025

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, NOVEMBER 17, 2025

AN ACT

1 ~~Amending Title 42 (Judiciary and Judicial Procedure) of the~~ <--
2 ~~Pennsylvania Consolidated Statutes, in sentencing, providing~~
3 ~~for sentencing for offenses involving protection from abuse~~
4 ~~violations.~~

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

7 ~~Section 1. Title 42 of the Pennsylvania Consolidated~~
8 ~~Statutes is amended by adding a section to read:~~

9 ~~§ 9720.9. Sentencing for offenses involving protection from~~
10 ~~abuse violations.~~

11 ~~In addition to any minimum term of imprisonment authorized or~~
12 ~~established by law, an individual who commits a criminal offense~~
13 ~~during the performance of a violation of an offense under 23~~
14 ~~Pa.C.S. § 6114 (relating to contempt for violation of order or~~
15 ~~agreement) shall have the criminal offense graded one degree~~
16 ~~higher up to and including a felony of the third degree.~~

17 ~~Section 2. This act shall take effect in 60 days.~~

18 AMENDING TITLE 18 (CRIMES AND OFFENSES) OF THE PENNSYLVANIA

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1 CONSOLIDATED STATUTES, IN ASSAULT, FURTHER PROVIDING FOR THE
2 OFFENSES OF SIMPLE ASSAULT, OF RECKLESSLY ENDANGERING ANOTHER
3 PERSON, OF TERRORISTIC THREATS, OF HARASSMENT AND OF
4 STALKING; IN KIDNAPPING, FURTHER PROVIDING FOR THE OFFENSES
5 OF UNLAWFUL RESTRAINT, OF FALSE IMPRISONMENT AND OF CRIMINAL
6 COERCION; IN SEXUAL OFFENSES, FURTHER PROVIDING FOR THE
7 OFFENSE OF INDECENT ASSAULT; AND, IN RIOT, DISORDERLY CONDUCT
8 AND RELATED OFFENSES, FURTHER PROVIDING FOR THE OFFENSE OF
9 DISORDERLY CONDUCT.

10 THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA
11 HEREBY ENACTS AS FOLLOWS:

12 SECTION 1. SECTIONS 2701(B), 2705, 2706(D), 2709(C) AND
13 2709.1(C) (2) OF TITLE 18 OF THE PENNSYLVANIA CONSOLIDATED
14 STATUTES ARE AMENDED TO READ:

15 § 2701. SIMPLE ASSAULT.

16 * * *

17 (B) GRADING.--SIMPLE ASSAULT IS A MISDEMEANOR OF THE SECOND
18 DEGREE UNLESS COMMITTED:

19 (1) IN A FIGHT OR SCUFFLE ENTERED INTO BY MUTUAL
20 CONSENT, IN WHICH CASE IT IS A MISDEMEANOR OF THE THIRD
21 DEGREE; [OR]

22 (2) AGAINST A CHILD UNDER 12 YEARS OF AGE BY A PERSON 18
23 YEARS OF AGE OR OLDER, IN WHICH CASE IT IS A MISDEMEANOR OF
24 THE FIRST DEGREE[.]; OR

25 (3) DURING THE PERFORMANCE OF A VIOLATION OF AN ORDER
26 ISSUED UNDER SECTION 4954 (RELATING TO PROTECTIVE ORDERS) OR
27 A PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. § 6108(A)
28 (1), (2), (3), (4), (6), (7), (9) OR (9.1) OR (A.1) (RELATING
29 TO RELIEF), IN WHICH CASE IT IS A MISDEMEANOR OF THE FIRST
30 DEGREE.

31 § 2705. RECKLESSLY ENDANGERING ANOTHER PERSON.

32 (A) OFFENSE DEFINED.--A PERSON COMMITS [A MISDEMEANOR OF THE
33 SECOND DEGREE IF HE] AN OFFENSE IF THE PERSON RECKLESSLY ENGAGES
34 IN CONDUCT WHICH PLACES OR MAY PLACE ANOTHER PERSON IN DANGER OF

1 DEATH OR SERIOUS BODILY INJURY.

2 (B) GRADING.--AN OFFENSE UNDER SUBSECTION (A) CONSTITUTES A
3 MISDEMEANOR OF THE SECOND DEGREE UNLESS COMMITTED DURING THE
4 PERFORMANCE OF A VIOLATION OF AN ORDER ISSUED UNDER SECTION 4954
5 (RELATING TO PROTECTIVE ORDERS) OR A PROVISION OF AN ORDER
6 CONSISTENT WITH 23 PA.C.S. § 6108(A)(1), (2), (3), (4), (6),
7 (7), (9) OR (9.1) OR (A.1) (RELATING TO RELIEF), IN WHICH CASE
8 THE OFFENSE CONSTITUTES A MISDEMEANOR OF THE FIRST DEGREE.

9 § 2706. TERRORISTIC THREATS.

10 * * *

11 (D) GRADING.--AN OFFENSE UNDER SUBSECTION (A) CONSTITUTES A
12 MISDEMEANOR OF THE FIRST DEGREE UNLESS [THE]:

13 (1) THE THREAT CAUSES THE OCCUPANTS OF THE BUILDING, PLACE
14 OF ASSEMBLY OR FACILITY OF PUBLIC TRANSPORTATION TO BE DIVERTED
15 FROM THEIR NORMAL OR CUSTOMARY OPERATIONS, IN WHICH CASE THE
16 OFFENSE CONSTITUTES A FELONY OF THE THIRD DEGREE.

17 (2) THE COMMUNICATION WAS MADE IN VIOLATION OF AN ORDER
18 ISSUED UNDER SECTION 4954 (RELATING TO PROTECTIVE ORDERS) OR A
19 PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. § 6108(A)(1),
20 (2), (3), (4), (6), (7), (9) OR (9.1) OR (A.1) (RELATING TO
21 RELIEF), IN WHICH CASE THE OFFENSE CONSTITUTES A FELONY OF THE
22 THIRD DEGREE.

23 * * *

24 § 2709. HARASSMENT.

25 * * *

26 (C) GRADING.--

27 (1) EXCEPT AS PROVIDED UNDER PARAGRAPH (3), AN OFFENSE
28 UNDER SUBSECTION (A)(1), (2) OR (3) SHALL CONSTITUTE A
29 SUMMARY OFFENSE.

30 (2) [AN] EXCEPT AS PROVIDED UNDER PARAGRAPH (4), AN

1 OFFENSE UNDER SUBSECTION (A) (4), (5), (6) OR (7) OR (A.1)
2 SHALL CONSTITUTE A MISDEMEANOR OF THE THIRD DEGREE.

3 (3) THE GRADING OF AN OFFENSE UNDER SUBSECTION (A) (1),
4 (2) OR (3) SHALL BE ENHANCED ONE DEGREE IF THE PERSON HAS
5 PREVIOUSLY VIOLATED AN ORDER ISSUED UNDER 23 PA.C.S. § 6108
6 (RELATING TO RELIEF) INVOLVING THE SAME VICTIM, FAMILY OR
7 HOUSEHOLD MEMBER[.] OR IF THE OFFENSE IS COMMITTED IN
8 VIOLATION OF AN ORDER ISSUED UNDER SECTION 4954 (RELATING TO
9 PROTECTIVE ORDERS) OR A PROVISION OF AN ORDER CONSISTENT WITH
10 23 PA.C.S. § 6108 (A) (1), (2), (3), (4), (6), (7), (9), (9.1)
11 OR (A.1)).

12 (4) AN OFFENSE UNDER SUBSECTION (A) (4), (5), (6) OR (7)
13 OR (A.1) SHALL CONSTITUTE A MISDEMEANOR OF THE SECOND DEGREE
14 IF COMMITTED IN VIOLATION OF AN ORDER ISSUED UNDER SECTION
15 4954 OR A PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. §
16 6108 (A) (1), (2), (3), (4), (6), (7), (9), (9.1) OR (A.1)).

17 * * *

18 § 2709.1. STALKING.

19 * * *

20 (C) GRADING.--

21 * * *

22 (2) A SECOND OR SUBSEQUENT OFFENSE UNDER THIS SECTION OR
23 A FIRST OFFENSE UNDER SUBSECTION (A) IF COMMITTED IN
24 VIOLATION OF AN ORDER ISSUED UNDER SECTION 4954 (RELATING TO
25 PROTECTIVE ORDERS) OR A PROVISION OF AN ORDER CONSISTENT WITH
26 23 PA.C.S. § 6108 (A) (1), (2), (3), (4), (6), (7), (9), (9.1)
27 OR (A.1) (RELATING TO RELIEF), OR THE PERSON HAS BEEN
28 PREVIOUSLY CONVICTED OF A CRIME OF VIOLENCE INVOLVING THE
29 SAME VICTIM, FAMILY OR HOUSEHOLD MEMBER, INCLUDING, BUT NOT
30 LIMITED TO, A VIOLATION OF SECTION 2701 (RELATING TO SIMPLE

1 ASSAULT), 2702 (RELATING TO AGGRAVATED ASSAULT), 2705
2 (RELATING TO RECKLESSLY ENDANGERING ANOTHER PERSON), 2718
3 (RELATING TO STRANGULATION), 2901 (RELATING TO KIDNAPPING),
4 3121 (RELATING TO RAPE) OR 3123 (RELATING TO INVOLUNTARY
5 DEVIATE SEXUAL INTERCOURSE), AN ORDER ISSUED UNDER SECTION
6 4954 [(RELATING TO PROTECTIVE ORDERS)] OR AN ORDER ISSUED
7 UNDER 23 PA.C.S. § 6108 [(RELATING TO RELIEF)] SHALL
8 CONSTITUTE A FELONY OF THE THIRD DEGREE.

9 * * *

10 SECTION 2. SECTIONS 2902(A) INTRODUCTORY PARAGRAPH AND
11 2903(A) OF TITLE 18 ARE AMENDED AND THE SECTIONS ARE AMENDED BY
12 ADDING SUBSECTIONS TO READ:

13 § 2902. UNLAWFUL RESTRAINT.

14 (A) OFFENSE DEFINED.--EXCEPT AS PROVIDED UNDER SUBSECTION
15 (B) [OR], (C) OR (C.1), A PERSON COMMITS A MISDEMEANOR OF THE
16 FIRST DEGREE IF HE KNOWINGLY:

17 * * *

18 (C.1) UNLAWFUL RESTRAINT IN VIOLATION OF PROTECTIVE ORDER.--
19 AN OFFENSE UNDER SUBSECTION (A) SHALL CONSTITUTE A FELONY OF THE
20 THIRD DEGREE IF COMMITTED IN VIOLATION OF AN ORDER ISSUED UNDER
21 SECTION 4954 (RELATING TO PROTECTIVE ORDERS) OR A PROVISION OF
22 AN ORDER CONSISTENT WITH 23 PA.C.S. § 6108(A) (1), (2), (3), (4),
23 (6), (7), (9), (9.1) OR (A.1) (RELATING TO RELIEF).

24 * * *

25 § 2903. FALSE IMPRISONMENT.

26 (A) OFFENSE DEFINED.--EXCEPT AS PROVIDED UNDER SUBSECTION
27 (B) [OR], (C) OR (C.1), A PERSON COMMITS A MISDEMEANOR OF THE
28 SECOND DEGREE IF [HE] THE PERSON KNOWINGLY RESTRAINS ANOTHER
29 UNLAWFULLY SO AS TO INTERFERE SUBSTANTIALY WITH HIS LIBERTY.

30 * * *

1 (C.1) FALSE IMPRISONMENT IN VIOLATION OF PROTECTIVE ORDER.--
2 AN OFFENSE UNDER SUBSECTION (A) SHALL CONSTITUTE A MISDEMEANOR
3 OF THE FIRST DEGREE IF THE OFFENSE IS COMMITTED IN VIOLATION OF
4 AN ORDER ISSUED UNDER SECTION 4954 (RELATING TO PROTECTIVE
5 ORDERS) OR A PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. §
6 6108(A)(1), (2), (3), (4), (6), (7), (9), (9.1) OR (A.1)
7 (RELATING TO RELIEF).

8 * * *

9 SECTION 3. SECTIONS 2906(C), 3126(B) AND 5503(B) OF TITLE 18
10 ARE AMENDED TO READ:

11 § 2906. CRIMINAL COERCION.

12 * * *

13 (C) GRADING.--CRIMINAL COERCION IS A MISDEMEANOR OF THE
14 SECOND DEGREE UNLESS THE THREAT IS TO COMMIT A FELONY OR THE
15 INTENT OF THE ACTOR IS FELONIOUS OR THE THREAT WAS MADE IN
16 VIOLATION OF AN ORDER ISSUED UNDER SECTION 4954 (RELATING TO
17 PROTECTIVE ORDERS) OR A PROVISION OF AN ORDER CONSISTENT WITH 23
18 PA.C.S. § 6108(A)(1), (2), (3), (4), (6), (7), (9) OR (9.1) OR
19 (A.1) (RELATING TO RELIEF), IN WHICH CASES THE OFFENSE IS A
20 MISDEMEANOR OF THE FIRST DEGREE.

21 § 3126. INDECENT ASSAULT.

22 * * *

23 (B) GRADING.--INDECENT ASSAULT SHALL BE GRADED AS FOLLOWS:

24 (1) AN OFFENSE UNDER SUBSECTION (A)(1) OR (8) IS A
25 MISDEMEANOR OF THE SECOND DEGREE[.], UNLESS THE OFFENSE IS
26 COMMITTED DURING THE PERFORMANCE OF A VIOLATION OF AN ORDER
27 ISSUED UNDER SECTION 4954 (RELATING TO PROTECTIVE ORDERS) OR
28 A PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. § 6108(A)
29 (1), (2), (3), (4), (6), (7), (9) OR (9.1) OR (A.1) (RELATING
30 TO RELIEF), IN WHICH CASE THE OFFENSE IS A MISDEMEANOR OF THE

1 FIRST DEGREE.

2 (2) AN OFFENSE UNDER SUBSECTION (A) (2), (3), (4), (5) OR
3 (6) IS A MISDEMEANOR OF THE FIRST DEGREE[.], UNLESS THE
4 OFFENSE IS COMMITTED DURING THE PERFORMANCE OF A VIOLATION OF
5 AN ORDER ISSUED UNDER SECTION 4954 OR A PROVISION OF AN ORDER
6 CONSISTENT WITH 23 PA.C.S. § 6108(A) (1), (2), (3), (4), (6),
7 (7), (9) OR (9.1) OR (A.1), IN WHICH CASE THE OFFENSE IS A
8 FELONY OF THE THIRD DEGREE.

9 (3) AN OFFENSE UNDER SUBSECTION (A) (7) IS A MISDEMEANOR
10 OF THE FIRST DEGREE UNLESS ANY OF THE FOLLOWING APPLY, IN
11 WHICH CASE IT IS A FELONY OF THE THIRD DEGREE:

12 (I) IT IS A SECOND OR SUBSEQUENT OFFENSE.

13 (II) THERE HAS BEEN A COURSE OF CONDUCT OF INDECENT
14 ASSAULT BY THE PERSON.

15 (III) THE INDECENT ASSAULT WAS COMMITTED BY TOUCHING
16 THE COMPLAINANT'S SEXUAL OR INTIMATE PARTS WITH SEXUAL OR
17 INTIMATE PARTS OF THE PERSON.

18 (IV) THE INDECENT ASSAULT IS COMMITTED BY TOUCHING
19 THE PERSON'S SEXUAL OR INTIMATE PARTS WITH THE
20 COMPLAINANT'S SEXUAL OR INTIMATE PARTS.

21 (V) THE OFFENSE IS COMMITTED DURING THE PERFORMANCE
22 OF A VIOLATION OF AN ORDER ISSUED UNDER SECTION 4954 OR A
23 PROVISION OF AN ORDER CONSISTENT WITH 23 PA.C.S. §
24 6108(A) (1), (2), (3), (4), (6), (7), (9) OR (9.1) OR
25 (A.1).

26 § 5503. DISORDERLY CONDUCT.

27 * * *

28 (B) GRADING.--

29 (1) AN OFFENSE UNDER THIS SECTION IS A MISDEMEANOR OF
30 THE THIRD DEGREE IF THE INTENT OF THE ACTOR IS TO CAUSE

1 SUBSTANTIAL HARM OR SERIOUS INCONVENIENCE, OR IF HE PERSISTS
2 IN DISORDERLY CONDUCT AFTER REASONABLE WARNING OR REQUEST TO
3 DESIST. OTHERWISE DISORDERLY CONDUCT IS A SUMMARY OFFENSE.

4 (2) AN OFFENSE UNDER THIS SECTION IS A MISDEMEANOR OF
5 THE SECOND DEGREE IF THE OFFENSE IS COMMITTED DURING THE
6 PERFORMANCE OF A VIOLATION OF AN ORDER ISSUED UNDER SECTION
7 4954 (RELATING TO PROTECTIVE ORDERS) OR A PROVISION OF AN
8 ORDER CONSISTENT WITH 23 PA.C.S. § 6108(A)(1), (2), (3), (4),
9 (6), (7), (9) OR (9.1) OR (A.1) (RELATING TO RELIEF).

10 * * *

11 SECTION 4. THIS ACT SHALL TAKE EFFECT IN 60 DAYS.