AN ORDINANCE

Amending Chapter 10-600 of The Philadelphia Code, entitled “Public Spaces — Prohibited Conduct” by prohibiting certain facial coverings from being worn in certain spaces; under certain terms and conditions.

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

SECTION 1. Chapter 10-600 of The Philadelphia Code is hereby amended to read as follows:

\* \* \*

CHAPTER 10-600. PUBLIC SPACES — PROHIBITED CONDUCT.

\* \* \*

§ 10-613. Concealed Identities.

\* \* \*

(3) A person who violates this Section shall be fined not less than [seventy-five dollars ($75).] *two hundred fifty dollars ($250).*

(*4) No person shall wear a ski mask or balaclava in any school building, recreation center, daycare, park, City-owned building, or on any mode of public transportation, including, but not limited to, buses, trains, trolleys, and subways.*

*(5) The provisions of Section 10-613(4) shall not be construed to apply to any person who wears a ski mask or balaclava while:*

1. *Wearing a traditional holiday costume;*
2. *Engaged in the celebration of a religious holiday;*
3. *Engaged in a trade or employment where they are worn for the purpose of ensuring the physical safety of the wearer;*
4. *In a theatrical production; or*
5. *Protecting themselves from the elements while participating in a winter sport.*

*(6) Any person who wears a ski mask or balaclava in the commission of a crime or unlawful activity shall be fined no less than $2,000.*

*(7) If a court of competent jurisdiction declares any part of this Section to be invalid, such judgment shall not affect the validity of this Section as a whole or any remaining part thereof. It is the intention of City Council that the remaining provisions of this Section would have been adopted as if such part found to be invalid had not been enacted.*

SECTION 2. This Ordinance shall take effect immediately.

Ordinance Introduced 06/15

Councilmember Anthony Phillips

Co-sponsors:

* Harrity
* Jones
* Johnson
* Gilmore-Richardson
* Bass
* Lozada
* Squilla
* O’Neill
* Driscoll
* Vaughn