

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2709 Session of
1990

INTRODUCED BY GAMBLE, FARGO, OLASZ, LUCYK, PESCI, NAHILL,
STABACK, PHILLIPS, CIVERA, JOHNSON, E. Z. TAYLOR, DALEY,
CESSAR, D. F. CLARK, BILLOW, LEH, COLAIZZO, DeLUCA, COY,
MELIO, JAROLIN, BUNT, GODSHALL, NOYE, GEIST, HOWLETT AND
VROON, JUNE 20, 1990

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 20, 1990

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for simple assault.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Section 2701(b) of Title 18 of the Pennsylvania
6 Consolidated Statutes is amended to read:

7 § 2701. Simple assault.

8 * * *

9 (b) Grading.--Simple assault is a misdemeanor of the second
10 degree unless committed:

11 (1) in a fight or scuffle entered into by mutual
12 consent, in which case it is a misdemeanor of the third
13 degree; [or]

14 (2) against a child under 12 years of age by an adult 21
15 years of age or older, in which case it is a misdemeanor of
16 the first degree; or

1 (3) in defending or protecting the American flag from
2 unlawful desecration or insult as defined in section 2102
3 (a)(4) (relating to desecration of flag) or 2103 (relating to
4 insults to national or Commonwealth flag), in which case it
5 is a summary offense.

6 Section 2. This act shall take effect immediately.