

CRIMES CODE (18 PA.C.S.) - DEFINING OFFENSE OF DISARMING LAW
ENFORCEMENT OFFICER

Act of Jul. 5, 2005, P.L. 76, No. 30

Cl. 18

Session of 2005

No. 2005-30

SB 584

AN ACT

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of disarming a law enforcement officer; and providing a penalty.

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

Section 1. Title 18 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 5104.1. Disarming law enforcement officer.

(a) **Offense defined.**--A person commits the offense of disarming a law enforcement officer if he:

(1) without lawful authorization, removes or attempts to remove a firearm, rifle, shotgun or weapon from the person of a law enforcement officer or corrections officer, or deprives a law enforcement officer or corrections officer of the use of a firearm, rifle, shotgun or weapon, when the officer is acting within the scope of the officer's duties; and

(2) has reasonable cause to know or knows that the individual is a law enforcement officer or corrections officer.

(b) **Grading.**--A violation of this section constitutes a felony of the third degree.

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

APPROVED--The 5th day of July, A. D. 2005.

EDWARD G. RENDELL