AN ACT

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, in offenses against the family, providing for the offense of domestic violence in the presence of a minor.

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:

§ 4307. Domestic violence in the presence of a minor.

(a) General rule.--The commission of any of the following offenses against a family or household member in the presence of a child 18 years of age or under shall be a misdemeanor of the first degree:

(1) An offense under Chapter 25 (relating to criminal homicide).

(2) Section 2504 (relating to involuntary manslaughter).

(3) Section 2701 (relating to simple assault).

(4) Section 2702(a)(3), (4) and (5) (relating to
agravated assault).

(5) Section 2705 (relating to recklessly endangering another person).

(6) Section 2706 (relating to terroristic threats).

(7) Section 2709.1 (relating to stalking).

(8) Section 2718 (relating to strangulation).

(b) Separate offense.--An offense under subsection (a) shall be separate from the underlying offenses listed under subsection (a)(1) through (8).

(c) Presence.--For the purposes of this section, presence shall mean in the view or hearing of the child.

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