

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2087 Session of
2009

INTRODUCED BY D. COSTA, BRIGGS, CONKLIN, FABRIZIO, GRUCELA,
MAHONEY, MELIO, MIRABITO, PASHINSKI, READSHAW, SIPTROTH,
STABACK, SWANGER, VULAKOVICH, BARBIN, KORTZ, MANN, WAGNER,
CASORIO, FRANKEL, PARKER, MILLER, HORNAMAN, DEASY, KULA,
GEIST, O'NEILL, BRADFORD, YOUNGBLOOD AND J. TAYLOR,
NOVEMBER 16, 2009

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, DECEMBER 9, 2009

AN ACT

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

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

6 ~~Section 1. Section 2702(a)(5) of Title 18 of the~~ ←
7 ~~Pennsylvania Consolidated Statutes is amended to read:~~

8 SECTION 1. SECTION 2702(A)(5) AND (C)(2) AND (27) OF TITLE ←
9 18 OF THE PENNSYLVANIA CONSOLIDATED STATUTES ARE AMENDED TO

10 READ:

11 § 2702. Aggravated assault.


12 (a) Offense defined.--A person is guilty of aggravated
13 assault if he:

14 * * *

15 (5) attempts to cause or intentionally or knowingly
16 causes bodily injury to a teaching staff member, school board

1 member or other employee, including a student employee, of
2 any elementary or secondary publicly-funded educational
3 institution, any elementary or secondary private school
4 licensed by the Department of Education or any elementary or
5 secondary parochial school while acting in the scope of his
6 or her employment or because of his or her employment
7 relationship to the school, or a crossing guard who is
8 properly attired while acting in the scope of his or her
9 official capacity as designated by a political subdivision,
10 school entity or police department;

11 * * *

12 (C) OFFICERS, EMPLOYEES, ETC., ENUMERATED.--THE OFFICERS, 
13 AGENTS, EMPLOYEES AND OTHER PERSONS REFERRED TO IN SUBSECTION
14 (A) SHALL BE AS FOLLOWS:

15 * * *

16 (2) FIREFIGHTER, INCLUDING VOLUNTEER FIREFIGHTERS AND
17 SPECIAL FIRE POLICE.

18 * * *

19 (27) A TEACHING STAFF MEMBER, A SCHOOL BOARD MEMBER OR
20 OTHER EMPLOYEE, INCLUDING A STUDENT EMPLOYEE, OF ANY
21 ELEMENTARY OR SECONDARY PUBLICLY FUNDED EDUCATIONAL
22 INSTITUTION, ANY ELEMENTARY OR SECONDARY PRIVATE SCHOOL
23 LICENSED BY THE DEPARTMENT OF EDUCATION OR ANY ELEMENTARY OR
24 SECONDARY PAROCHIAL SCHOOL WHILE ACTING IN THE SCOPE OF HIS
25 OR HER EMPLOYMENT OR BECAUSE OF HIS OR HER EMPLOYMENT
26 RELATIONSHIP TO THE SCHOOL, OR A CROSSING GUARD WHO IS
27 PROPERLY ATTIRED WHILE ACTING IN THE SCOPE OF HIS OR HER
28 OFFICIAL CAPACITY AS DESIGNATED BY A POLITICAL SUBDIVISION,
29 SCHOOL ENTITY OR POLICE DEPARTMENT.

30 * * *

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