



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 103

PRINTERS NO. 73

PRIME SPONSOR: Schmitt

COST / (SAVINGS)

FUND	FY 2020/21	FY 2021/22
General Fund	See Fiscal Impact	

SUMMARY:

House Bill 103, Printer’s Number 73, amends Title 18 (Crimes and Offenses) by further amending Chapter 27 (Assault) by adding a new Section 2703.2 (Harassment of law enforcement officer).

ANALYSIS:

HB 103 amends the Crimes Code to provide that a person is guilty of harassment of a law enforcement officer, if the person intentionally or knowingly causes or attempts to cause a law enforcement officer to come into contact with blood, seminal fluid, saliva, urine or feces by throwing, tossing, spitting or expelling such fluid or material.

If at the time of the offense the person knew or had reason to know that the fluid or material was infected by a communicable virus, the person commits a felony of the third degree. Otherwise, the offense committed will result in a misdemeanor of the first degree.

The term law enforcement officer will have the same meaning as the term “peace officer” as given in Section 501 (Definitions).

This legislation would take effect 60 days after enactment.

FISCAL IMPACT:

Enactment of this legislation would have an unknown fiscal impact on Commonwealth funds. Any fiscal impact resulting from additional arrests, convictions and sentences due to violations of this new offense is indeterminable. A violation of new Section 2703.2 would result in either a felony of the third degree (fine up to \$15,000 and maximum prison penalty of seven years) or misdemeanor of the first degree (fine up to \$10,000 and maximum prison penalty of five years).

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House Appropriations Committee (R)

DATE: March 16, 2021

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.