

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2705 Session of
1996

INTRODUCED BY SHEEHAN, GRUPPO, MARKOSEK, HASTE, HENNESSEY,
READSHAW, WOGAN, GODSHALL, FAIRCHILD, ALLEN, TIGUE,
TRAVAGLIO, BROWNE, DIGIROLAMO, BAKER, TRUE, GEIST, SAYLOR,
STABACK, MARSICO, EGOLF, LYNCH, E. Z. TAYLOR, SERAFINI,
ADOLPH, ROBINSON, BATTISTO, MCCALL, JADLOWIEC, STISH, MELIO,
BROWN, FAJT, TANGRETTI, SHANER, RUBLEY, TRELLO, PLATTS,
COLAFELLA, PETTIT, BARD, HUTCHINSON, MERRY, STEELMAN, RAMOS,
BOSCOLA, SCHULER, LEH AND J. TAYLOR, JUNE 13, 1996

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 13, 1996

AN ACT

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

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

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

8 § 5104.1. Disarming a law enforcement officer.

9 (a) Offense defined.--A person is guilty of disarming a law
10 enforcement officer if he knowingly removes a firearm or weapon
11 from the person of a law enforcement officer or corrections
12 officer, or deprives a law enforcement officer or corrections
13 officer of the use of a firearm or weapon, when the officer is
14 acting within the scope of the officer's duties, and the
15 offender has reasonable cause to know or knows that the

1 individual is a law enforcement officer.

2 (b) Grading.--A violation of this section constitutes a
3 felony of the third degree. If the firearm involved is
4 discharged during the violation of this section, the offense is
5 a felony of the second degree.

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