

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL**No. 1313** Session of
1995

INTRODUCED BY TOMLINSON, MUSTO, SALVATORE, HELFRICK, O'PAKE,
PORTERFIELD, GERLACH, STAPLETON, BELL, RHOADES, BRIGHTBILL,
KASUNIC, WENGER, HECKLER, MADIGAN, WILLIAMS AND ULIANA,
NOVEMBER 21, 1995

SENATOR GREENLEAF, JUDICIARY, AS AMENDED, DECEMBER 5, 1995

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for aggravated
3 assault on emergency medical health care workers.

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

6 Section 1. Section 2702 of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 2702. Aggravated assault.

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

11 (1) attempts to cause serious bodily injury to another,
12 or causes such injury intentionally, knowingly or recklessly
13 under circumstances manifesting extreme indifference to the
14 value of human life;

15 (2) attempts to cause or intentionally, knowingly or
16 recklessly causes serious bodily injury to a judge, district
17 justice, sheriff, deputy sheriff, constable, deputy

1 constable, psychiatric aide, police officer, firefighter,
2 county adult probation or parole officer, county juvenile
3 probation or parole officer or an agent of the Pennsylvania
4 Board of Probation and Parole in the performance of duty or
5 to an employee of an agency, company or other entity engaged
6 in public transportation, while in the performance of duty or
7 to an employee of a county jail, prison, correctional
8 institution, juvenile detention center or any facility to
9 which the person has been ordered by the court pursuant to a
10 petition alleging delinquency under 42 Pa.C.S. Ch. 63
11 (relating to juvenile matters);

12 (3) attempts to cause or intentionally or knowingly
13 causes bodily injury to a judge, district justice, sheriff,
14 deputy sheriff, constable, deputy constable, psychiatric
15 aide, police officer, firefighter or county adult probation
16 or parole officer, county juvenile probation or parole
17 officer or an agent of the Pennsylvania Board of Probation
18 and Parole in the performance of duty or to an employee of a
19 county jail, prison, correctional institution, juvenile
20 detention center or any facility to which the person has been
21 ordered by the court pursuant to a petition alleging
22 delinquency under 42 Pa.C.S. Ch. 63;

23 (4) attempts to cause or intentionally or knowingly
24 causes bodily injury to another with a deadly weapon; [or]

25 (5) attempts to cause or intentionally or knowingly
26 causes bodily injury to a teaching staff member, school board
27 member, other employee or student of any elementary or
28 secondary publicly-funded educational institution, any
29 elementary or secondary private school licensed by the
30 Department of Education or any elementary or secondary

1 parochial school while acting in the scope of his or her
2 employment or because of his or her employment relationship
3 to the school[.] ; or

4 (6) attempts to cause or intentionally or knowingly
5 causes bodily injury to any professional or nonprofessional
6 emergency medical health care worker acting in the scope of
7 employment. For purposes of this paragraph, the phrase
8 "emergency medical health care ~~personnel~~ WORKER" includes, <—
9 but is not limited to, doctors, residents, interns,
10 registered nurses, licensed practical nurses, nurse aides,
11 ambulance attendants and operators, paramedics and emergency
12 medical technicians.

13 (b) Grading.--Aggravated assault under subsection (a)(1) and
14 (2) is a felony of the first degree. Aggravated assault under
15 subsection (a)(3), (4) [and], (5) and (6) is a felony of the
16 second degree.

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