

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1444 Session of
2000

INTRODUCED BY O'PAKE, TARTAGLIONE, COSTA, STAPLETON, WILLIAMS,
HART AND MELLOW, MAY 8, 2000

REFERRED TO JUDICIARY, MAY 8, 2000

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for probable cause
3 arrests in domestic violence cases.

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

6 Section 1. Section 2711(a) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 2711. Probable cause arrests in domestic violence cases.

9 (a) General rule.--A police officer shall have the same
10 right of arrest without a warrant as in a felony whenever he has
11 probable cause to believe the defendant has violated section
12 2504 (relating to involuntary manslaughter), 2701 (relating to
13 simple assault), 2702(a)(3), (4) and (5) (relating to aggravated
14 assault) [or], 2705 (relating to recklessly endangering another
15 person), 2706 (relating to terroristic threats) or 2709(b)
16 (relating to harassment and stalking) against [his spouse or
17 other person with whom he resides or has formerly resided] a
18 family or household member although the offense did not take

1 place in the presence of the police officer. A police officer
2 may not arrest a person pursuant to this section without first
3 observing recent physical injury to the victim or other
4 corroborative evidence. For the purposes of this subsection, the
5 term "family or household member" has the meaning given that
6 term in 23 Pa.C.S. § 6102 (relating to definitions).

7 * * *

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