

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 41

Session of
2001

INTRODUCED BY ADOLPH, BARRAR, CIVERA, GANNON, M. BAKER, BARD, BASTIAN, BEBKO-JONES, BELARDI, BELFANTI, BROWNE, CALTAGIRONE, CAPPABIANCA, CAPPELLI, CASORIO, DAILEY, EGOLF, FAIRCHILD, FICHTER, FRANKEL, GEIST, HARHAI, HENNESSEY, HERMAN, HORSEY, HUTCHINSON, KENNEY, KIRKLAND, LEDERER, MANDERINO, MANN, MARSICO, MELIO, R. MILLER, S. MILLER, NAILOR, ORIE, PETRONE, PIPPY, PISTELLA, READSHAW, ROSS, SATHER, SCHRODER, SCHULER, SHANER, B. SMITH, SOLOBAY, STABACK, STERN, SURRA, E. Z. TAYLOR, J. TAYLOR, THOMAS, TIGUE, TULLI, WALKO, WANSACZ, WILT, WOJNAROSKI, YOUNGBLOOD, YUDICHAK, MICHLOVIC, McCALL, MCGILL, TRELLO, L. I. COHEN AND HABAY,
JANUARY 23, 2001

SENATOR GREENLEAF, JUDICIARY, IN SENATE, AS AMENDED,
MARCH 20, 2001

AN ACT

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

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

5 Section 1. Section 2701 of Title 18 of the Pennsylvania
6 Consolidated Statutes is amended to read:

7 § 2701. Simple assault.

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

9 (1) attempts to cause or intentionally, knowingly or
10 recklessly causes bodily injury to another;

11 (2) negligently causes bodily injury to another with a
12 deadly weapon; [or]

1 (3) attempts by physical menace to put another in fear
2 of imminent serious bodily injury[.]; or

3 (4) Knowingly, intentionally or recklessly conceals a
4 hypodermic needle or any such similar device on his person
5 during the course of an arrest or any search of the person
6 conducted by a law enforcement officer such that the
7 hypodermic needle, or similar device, penetrates ~~or sticks~~ a <—
8 law enforcement officer.

9 (b) Grading.--Simple assault is a misdemeanor of the second
10 degree unless committed:

11 (1) in a fight or scuffle entered into by mutual
12 consent, in which case it is a misdemeanor of the third
13 degree; or

14 (2) against a child under 12 years of age by an adult 21
15 years of age or older, in which case it is a misdemeanor of
16 the first degree.

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