

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 486 Session of 2003

INTRODUCED BY CASORIO, BEBKO-JONES, BELARDI, BELFANTI, CAPPELLI, CORRIGAN, CREIGHTON, CRUZ, DALEY, D. EVANS, FLICK, FRANKEL, FREEMAN, GEORGE, GRUCELA, HARHAI, HENNESSEY, KIRKLAND, LAUGHLIN, LEACH, LEDERER, LEWIS, MELIO, PALLONE, PETRARCA, READSHAW, ROONEY, SAINATO, SHANER, STABACK, E. Z. TAYLOR, THOMAS, TIGUE, WALKO, WEBER, J. WILLIAMS, WOJNAROSKI AND YOUNGBLOOD, FEBRUARY 25, 2003

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 25, 2003

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for obstruction of
3 law or government.

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

6 Section 1. Section 5101 of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 5101. Obstructing administration of law or other governmental
9 function.

10 [A] (a) General rule.--Except as set forth in subsection
11 (b), a person commits a misdemeanor of the second degree if he
12 intentionally [obstructs,] does any of the following:

13 (1) Obstructs, impairs or perverts the administration of
14 law or other governmental function by force, violence,
15 physical interference or obstacle, breach of official duty,
16 or any other unlawful act[, except that this].

1 (2) Intimidates an individual to refrain from informing,
2 reporting to or cooperating with an agency of the
3 Commonwealth or of a political subdivision.

4 (b) Exception.--This section does not apply to flight by a
5 person charged with crime, refusal to submit to arrest, failure
6 to perform a legal duty other than an official duty, or any
7 other means of avoiding compliance with law without affirmative
8 interference with governmental functions.

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