

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 584 Session of
2005

INTRODUCED BY BOSCOLA, GREENLEAF, COSTA, LAVALLE, KASUNIC,
PIPPY, O'PAKE, LOGAN, ERICKSON, KITCHEN, C. WILLIAMS, MUSTO,
TARTAGLIONE, RAFFERTY AND ORIE, APRIL 1, 2005

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,
JUNE 28, 2005

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 law enforcement officer.

9 (a) Offense defined.--A person commits the offense of
10 disarming a law enforcement officer if he:

11 (1) WITHOUT LAWFUL AUTHORIZATION, removes or attempts to <—
12 remove a firearm, rifle, shotgun or weapon from the person of
13 a law enforcement officer or corrections officer, or deprives
14 a law enforcement officer or corrections officer of the use
15 of a firearm, rifle, shotgun or weapon, when the officer is
16 acting within the scope of the officer's duties; and

17 (2) has reasonable cause to know or knows that the

1 individual is a law enforcement officer or corrections
2 officer.
3 (b) Grading.--A violation of this section constitutes a
4 felony of the third degree.
5 Section 2. This act shall take effect in 60 days.