
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1618 Session of
2011

INTRODUCED BY GILLESPIE, BAKER, BENNINGHOFF, CAUSER, DALEY,
DELOZIER, FARRY, GEIST, GINGRICH, GRELL, GROVE, HEFFLEY,
HICKERNELL, KILLION, KORTZ, LONGIETTI, MILLARD, MILNE,
MULLERY, READSHAW, SABATINA, SAINATO, SAYLOR, STERN, TALLMAN,
VULAKOVICH, MILLER, FLECK, CREIGHTON, SWANGER AND SONNEY,
JUNE 2, 2011

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 2, 2011

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for the offense of
3 assault of law enforcement officer.

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

6 Section 1. Section 2702.1 of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subsection to read:
8 § 2702.1. Assault of law enforcement officer.

9 * * *

10 (a.1) Assault of law enforcement officer in the second
11 degree.--A person commits a felony of the second degree if he
12 intentionally or knowingly causes or attempts to cause a law
13 enforcement officer, while in the performance of his duty, to
14 come into contact with blood, seminal fluid, saliva, urine or
15 feces by throwing, tossing, spitting or expelling such fluid or
16 material when, at the time of the offense, the person knew, had

1 reason to know, should have known or believed such fluid or
2 material to have been obtained from an individual, including the
3 person charged under this subsection, infected by a communicable
4 disease, including, but not limited to, human immunodeficiency
5 virus (HIV) or hepatitis B.

6 * * *

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