
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 279 Session of
2015

INTRODUCED BY SCHWEYER, BOYLE, YOUNGBLOOD, SCHLOSSBERG, FREEMAN,
McNEILL, MURT, MUSTIO, BOBACK, MACKENZIE, ACOSTA, KORTZ,
ROZZI, BISHOP, THOMAS, C. PARKER, KINSEY, D. COSTA, HARKINS,
COHEN, GIBBONS, MARSHALL, SAMUELSON, FABRIZIO AND McCARTER,
FEBRUARY 2, 2015

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 2, 2015

AN ACT

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

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

6 Section 1. Section 2702(a)(2), (b), (c) and (d) of Title 18
7 of the Pennsylvania Consolidated Statutes are amended to read:

8 § 2702. Aggravated assault.

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

11 * * *

12 (2) attempts to cause or intentionally, knowingly or
13 recklessly causes serious bodily injury to any of the
14 officers, agents, employees or other persons enumerated in
15 subsection (c) [or to an employee of an agency, company or
16 other entity engaged in public transportation,] while in the
17 performance of duty;

1 * * *

2 (b) Grading.--Aggravated assault under subsection (a)(1),
3 (2) [and] or (9) is a felony of the first degree. Aggravated
4 assault under subsection (a)(3), (4), (5), (6), (7) [and] or (8)
5 is a felony of the second degree.

6 (c) Officers, employees, etc., enumerated.--The officers,
7 agents, employees and other persons referred to in subsection
8 (a) shall be as follows:

9 (1) Police officer.

10 (2) Firefighter.

11 (3) County adult probation or parole officer.

12 (4) County juvenile probation or parole officer.

13 (5) An agent of the Pennsylvania Board of Probation and
14 Parole.

15 (6) Sheriff.

16 (7) Deputy sheriff.

17 (8) Liquor control enforcement agent.

18 (9) Officer or employee of a correctional institution,
19 county jail or prison, juvenile detention center or any other
20 facility to which the person has been ordered by the court
21 pursuant to a petition alleging delinquency under 42 Pa.C.S.
22 Ch. 63 (relating to juvenile matters).

23 (10) Judge of any court in the unified judicial system.

24 (11) The Attorney General.

25 (12) A deputy attorney general.

26 (13) A district attorney.

27 (14) An assistant district attorney.

28 (15) A public defender.

29 (16) An assistant public defender.

30 (17) A Federal law enforcement official.

- 1 (18) A State law enforcement official.
- 2 (19) A local law enforcement official.
- 3 (20) Any person employed to assist or who assists any
4 Federal, State or local law enforcement official.
- 5 (21) Emergency medical services personnel.
- 6 (22) Parking enforcement officer.
- 7 (23) A magisterial district judge.
- 8 (24) A constable.
- 9 (25) A deputy constable.
- 10 (26) A psychiatric aide.
- 11 (27) A teaching staff member, a school board member or
12 other employee, including a student employee, of any
13 elementary or secondary publicly funded educational
14 institution, any elementary or secondary private school
15 licensed by the Department of Education or any elementary or
16 secondary parochial school while acting in the scope of his
17 or her employment or because of his or her employment
18 relationship to the school.
- 19 (28) Governor.
- 20 (29) Lieutenant Governor.
- 21 (30) Auditor General.
- 22 (31) State Treasurer.
- 23 (32) Member of the General Assembly.
- 24 (33) An employee of the Department of Environmental
25 Protection.
- 26 (34) An individual engaged in the private detective
27 business as defined in section 2(a) and (b) of the act of
28 August 21, 1953 (P.L.1273, No.361), known as The Private
29 Detective Act of 1953.
- 30 (35) An employee or agent of a county children and youth

1 social service agency or of the legal representative of such
2 agency.

3 (36) A public utility employee or an employee of an
4 electric cooperative.

5 (37) A wildlife conservation officer or deputy wildlife
6 conservation officer of the Pennsylvania Game Commission.

7 (38) A waterways conservation officer or deputy
8 waterways conservation officer of the Pennsylvania Fish and
9 Boat Commission.

10 (39) An employee of a transportation company.

11 (d) Definitions.--As used in this section, the following
12 words and phrases shall have the meanings given to them in this
13 subsection:

14 "Public passenger transportation." Transportation within
15 designated areas of a municipality or other built-up place
16 provided to the general public for compensation by a
17 transportation company, including, but not limited to, subways,
18 buses, trolleys and trackless trolleys. The term shall not
19 include school buses, charter or sightseeing services, taxicabs
20 or passenger railroad passenger cars.

21 "Transportation company." A publicly or privately owned
22 entity that renders public passenger transportation service.

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