

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 628 Session of  
2015

INTRODUCED BY DONATUCCI, DRISCOLL, BISHOP, MILLARD, D. COSTA,  
YOUNGBLOOD, McNEILL, READSHAW, SCHWEYER, V. BROWN, HELM,  
COHEN, KINSEY, THOMAS, MAHONEY, KIRKLAND, WATSON AND MURT,  
FEBRUARY 26, 2015

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 26, 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(c) and (d) of Title 18 of the  
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 2702. Aggravated assault.

9 \* \* \*

10 (c) Officers, employees, etc., enumerated.--The officers,  
11 agents, employees and other persons referred to in subsection

12 (a) shall be as follows:

13 (1) Police officer.

14 (2) Firefighter.

15 (3) County adult probation or parole officer.

16 (4) County juvenile probation or parole officer.

17 (5) An agent of the Pennsylvania Board of Probation and

1 Parole.

2 (6) Sheriff.

3 (7) Deputy sheriff.

4 (8) Liquor control enforcement agent.

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

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

11 (11) The Attorney General.

12 (12) A deputy attorney general.

13 (13) A district attorney.

14 (14) An assistant district attorney.

15 (15) A public defender.

16 (16) An assistant public defender.

17 (17) A Federal law enforcement official.

18 (18) A State law enforcement official.

19 (19) A local law enforcement official.

20 (20) Any person employed to assist or who assists any  
21 Federal, State or local law enforcement official.

22 (21) Emergency medical services personnel.

23 (22) Parking enforcement officer.

24 (23) A magisterial district judge.

25 (24) A constable.

26 (25) A deputy constable.

27 (26) A psychiatric aide.

28 (27) A teaching staff member, a school board member or  
29 other employee, including a student employee, of any  
30 elementary or secondary publicly funded educational

1 institution, any elementary or secondary private school  
2 licensed by the Department of Education or any elementary or  
3 secondary parochial school while acting in the scope of his  
4 or her employment or because of his or her employment  
5 relationship to the school.

6 (28) Governor.

7 (29) Lieutenant Governor.

8 (30) Auditor General.

9 (31) State Treasurer.

10 (32) Member of the General Assembly.

11 (33) An employee of the Department of Environmental  
12 Protection.

13 (34) An individual engaged in the private detective  
14 business as defined in section 2(a) and (b) of the act of  
15 August 21, 1953 (P.L.1273, No.361), known as The Private  
16 Detective Act of 1953.

17 (35) An employee or agent of a county children and youth  
18 social service agency or of the legal representative of such  
19 agency.

20 (36) A public utility employee or an employee of an  
21 electric cooperative.

22 (37) A wildlife conservation officer or deputy wildlife  
23 conservation officer of the Pennsylvania Game Commission.

24 (38) A waterways conservation officer or deputy  
25 waterways conservation officer of the Pennsylvania Fish and  
26 Boat Commission.

27 (39) Any other elected or appointed official or employee  
28 of the Commonwealth or any of its agencies, authorities,  
29 boards, commissions, councils, departments and offices or of  
30 any county, school district or municipality or of any county,

school district or municipal authority, board or commission  
while acting in the scope of his or her employment or other  
service or because of his or her employment or other service  
with the Commonwealth or any of its agencies, authorities,  
boards, commissions, councils, departments and offices or of  
any county, school district or municipality or of any county,  
school district or municipal authority, board or commission.

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

"Electric or electronic incapacitation device." A portable device which is designed or intended by the manufacturer to be used, offensively or defensively, to temporarily immobilize or incapacitate persons by means of electric pulse or current, including devices operated by means of carbon dioxide propellant. The term does not include cattle prods, electric fences or other electric devices when used in agricultural, animal husbandry or food production activities.

"Emergency medical services personnel." The term includes, but is not limited to, doctors, residents, interns, registered nurses, licensed practical nurses, nurse aides, ambulance attendants and operators, paramedics, emergency medical technicians and members of a hospital security force while working within the scope of their employment.

"Municipality." A city, borough, incorporated town, township  
or home rule municipality.

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