
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 295 Session of
2017

INTRODUCED BY D. COSTA, DONATUCCI, MURT, MATZIE, KAUFFMAN,
DRISCOLL, V. BROWN, O'NEILL, SAINATO, SANTORA, MILLARD,
THOMAS, PEIFER, DeLUCA, WATSON, MILNE AND READSHAW,
FEBRUARY 2, 2017

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 2, 2017

AN ACT

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

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

6 Section 1. Section 2702(a)(5) and (c)(2) and (27) of Title
7 18 of the Pennsylvania Consolidated Statutes are amended and
8 subsection (d) is amended by adding a definition to read:

9 § 2702. Aggravated assault.

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

12 * * *

13 (5) attempts to cause or intentionally or knowingly
14 causes bodily injury to a teaching staff member, school board
15 member or other employee, including a student employee, of
16 any elementary or secondary [publicly-funded] publicly funded
17 educational institution, any elementary or secondary private

1 school licensed by the Department of Education or any
2 elementary or secondary parochial school while acting in the
3 scope of his or her employment or because of his or her
4 employment relationship to the school[;], or a crossing guard
5 while acting in the scope of his or her official capacity as
6 designated by a political subdivision, school entity or
7 police department;

8 * * *

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

12 * * *

13 (2) Firefighter, including volunteer firefighters and
14 special fire police.

15 * * *

16 (27) A teaching staff member, a school board member or
17 other employee, including a student employee, of any
18 elementary or secondary publicly funded educational
19 institution, any elementary or secondary private school
20 licensed by the Department of Education or any elementary or
21 secondary parochial school while acting in the scope of his
22 or her employment or because of his or her employment
23 relationship to the school[.], or a crossing guard while
24 acting in the scope of his or her official capacity as
25 designated by a political subdivision, school entity or
26 police department.

27 * * *

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

1 * * *

2 "Public utility employee or an employee of an electric
3 cooperative." The term includes all of the following:

4 (1) An employee of a public utility.

5 (2) An employee of a municipally owned utility.

6 (3) An employee of a cable television company.

7 (4) An employee of an electric distribution company.

8 (5) An employee of an electric generation company.

9 (6) An independent contractor or an employee of an
10 independent contractor working on behalf of a cable
11 television company, a public utility, a municipally owned
12 utility, an electric distribution company, an electric
13 generation company or an electric cooperative.

14 (7) An employee of a telecommunications carrier.

15 (8) An independent contractor or an employee of an
16 independent contractor working on behalf of a
17 telecommunications carrier.

18 (9) An employee of a telephone or telecommunications
19 cooperative.

20 (10) An independent contractor or an employee of an
21 independent contractor working on behalf of a telephone or
22 telecommunications cooperative.

23 Section 2. This act shall take effect as follows:

24 (1) The following provisions shall take effect
25 immediately:

26 (i) The addition of the definition of "public
27 utility employee or an employee of an electric
28 cooperative" in 18 Pa.C.S. § 2702(d).

29 (ii) This section.

30 (2) The remainder of this act shall take effect in 60

1 days.