
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2016 Session of
2019

INTRODUCED BY SCHMITT, MOUL, GREINER, RYAN, JONES, MIZGORSKI,
STRUZZI, CIRESI, BURGOS, BERNSTINE, READSHAW, JOZWIAK, GABLER
AND GOODMAN, OCTOBER 30, 2019

REFERRED TO COMMITTEE ON JUDICIARY, OCTOBER 30, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in assault, providing for the offense
3 of harassment of law enforcement officer; and imposing
4 penalties.

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

7 Section 1. Title 18 of the Pennsylvania Consolidated
8 Statutes is amended by adding a section to read:

9 § 2703.2 Harassment of law enforcement officer.

10 (a) Offense defined.--Except as provided in sections 2703
11 (relating to assault by prisoner), 2703.1 (relating to
12 aggravated harassment by prisoner) and 2704 (relating to assault
13 by life prisoner), a person is guilty of harassment of law
14 enforcement officer if the person intentionally or knowingly
15 causes or attempts to cause a law enforcement officer to come
16 into contact with blood, seminal fluid, saliva, urine or feces
17 by throwing, tossing, spitting or expelling such fluid or
18 material.

1 (b) Grading.--An offense under this section is a felony of
2 the third degree if, at the time of the offense, the person
3 knew, had reason to know, should have known or believed such
4 fluid or material to have been obtained from an individual,
5 including the person charged under this section, infected by a
6 communicable disease, including, but not limited to, human
7 immunodeficiency virus (HIV) or hepatitis B. Otherwise, the
8 offense constitutes a misdemeanor of the first degree.

9 (c) Definition.--As used in this section, the term "law
10 enforcement officer" shall have the same meaning as the term
11 "peace officer" is given under section 501 (relating to
12 definitions).

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