

No. 402

AN ACT

To add section seven hundred ten point one to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a felony for any person sentenced for any term of years to commit an assault by any means likely to produce great bodily injury, and fixing the penalty therefor.

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

"The Penal Code."

Section 1. The act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," is hereby amended by adding, immediately following section 710 thereof, a new section to read as follows:

Act of June 24, 1939, P. L. 872, amended by adding, immediately following section 710 thereof, a new section numbered 710.1.

Section 710.1. Assault by Prisoner.—Every person who has been sentenced to imprisonment for any term of years in any penal or correctional institution located in this Commonwealth who, while undergoing imprisonment, with malice aforethought, commits an assault upon another with a deadly weapon or instrument, or by any means or force likely to produce great bodily injury, is guilty of a felony, and, upon conviction thereof, shall be sentenced to pay a fine not exceeding five thousand dollars (\$5000), or undergo imprisonment by separate or solitary confinement at labor not exceeding ten (10) years, or both.

Section 2. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of July, A. D. 1953.

JOHN S. FINE

No. 403

AN ACT

To add section *seven hundred ten point two to the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth," by making it a felony for any person sentenced to life imprisonment to commit an assault by any means likely to produce great bodily injury, and fixing the penalty therefor at death.

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

"The Penal Code."

* "710.1" in original.