

No. 2005-30

## AN ACT

SB 584

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, defining the offense of disarming a law enforcement officer; and providing a penalty.

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

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

**§ 5104.1. Disarming law enforcement officer.**

**(a) Offense defined.—A person commits the offense of disarming a law enforcement officer if he:**

**(1) without lawful authorization, removes or attempts to remove a firearm, rifle, shotgun or weapon from the person of a law enforcement officer or corrections officer, or deprives a law enforcement officer or corrections officer of the use of a firearm, rifle, shotgun or weapon, when the officer is acting within the scope of the officer's duties; and**

**(2) has reasonable cause to know or knows that the individual is a law enforcement officer or corrections officer.**

**(b) Grading.—A violation of this section constitutes a felony of the third degree.**

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

APPROVED—The 5th day of July, A.D. 2005.

EDWARD G. RENDELL