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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1879 Session of  
2019

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INTRODUCED BY GILLESPIE, ULLMAN, MILLARD, SCHLOSSBERG,  
BERNSTINE, HOHENSTEIN, ZIMMERMAN, MOUL, SOLOMON, HILL-EVANS,  
READSHAW, SAYLOR, SCHWEYER, DeLUCA, KLUNK AND JONES,  
SEPTEMBER 25, 2019

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REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 25, 2019

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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(d) of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended and subsection (c) is amended  
8 by adding a paragraph to read:

9 § 2702. Aggravated assault.

10 \* \* \*

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

14 \* \* \*

15 (39) A health care practitioner or technician.

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

1 subsection:

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

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

16 "Health care practitioner." As defined in section 103 of the  
17 act of July 19, 1979 (P.L.130, No.48), known as the Health Care  
18 Facilities Act.

19 "Technician." As defined in section 2 of the act of December  
20 20, 1985 (P.L.457, No.112), known as the Medical Practice Act of  
21 1985.

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