
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2249 Session of
2024

INTRODUCED BY JOZWIAK, STAATS, SCHEUREN, KRUPA, M. MACKENZIE,
KAUFFMAN, SCHMITT, FLICK, BERNSTINE, MARCELL, KUTZ, TWARDZIK,
WHITE, GILLEN, SCIALABBA, ZIMMERMAN, CABELL AND MOUL,
APRIL 30, 2024

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 30, 2024

AN ACT

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

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

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

8 § 2702.2. Assault of emergency responder.

9 (a) Offense defined.--

10 (1) A person commits a felony of the second degree if
11 the person intentionally or knowingly causes or attempts to
12 cause an emergency responder, while in the performance of
13 duty and with knowledge that the victim is an emergency
14 responder, to come into contact with fentanyl or fentanyl
15 derivatives, including fentanyl or fentanyl derivative salts,
16 isomers and salts of isomers, by throwing, tossing or
17 expelling that substance at the emergency responder.

1 (2) A person commits a felony of the third degree if the
2 person causes an emergency responder, while in the
3 performance of duty, to intentionally or knowingly come into
4 contact with fentanyl or fentanyl derivatives, including
5 fentanyl or fentanyl derivative salts, isomers and salts of
6 isomers, while in unlawful possession of that substance in
7 violation of section 13(a) of the act of April 14, 1972
8 (P.L.233, No.64), known as The Controlled Substance, Drug,
9 Device and Cosmetic Act.

10 (b) Definitions.--As used in this section, the term
11 "emergency responder" shall have the same meaning as the term is
12 given in 35 Pa.C.S. § 75A01 (relating to definitions).

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