

No. 2004-42

AN ACT

HB 1972

Amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further providing for the offense of resisting or interfering with an officer; and prescribing penalties.

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

Section 1. Section 904 of Title 34 of the Pennsylvania Consolidated Statutes is amended to read:

§ 904. Resisting or interfering with an officer.

(a) *General offense.*—When an officer is in the performance of any duty required by this title, it is unlawful for any person to ~~[resist or interfere in any manner or to any degree or to refuse to produce identification upon request of the officer.]~~ *interfere with or resist an arrest, inspection or investigation of the officer by threat, force, menace, flight or obstruction.* A violation of this [section] *subsection* is a summary offense of the first degree.

(b) *Failure to produce identification upon demand.*—

(1) *A person who refuses to provide identification upon demand of an officer whose duty it is to enforce this title after having been told by the officer that the person is the subject of an official investigation commits a summary offense of the fifth degree.*

(2) *A person who provides false identification to an officer whose duty it is to enforce this title for the purpose of avoiding prosecution or hindering apprehension or obstructing an investigation commits a summary offense of the second degree.*

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

APPROVED—The 23rd day of June, A.D. 2004.

EDWARD G. RENDELL