

HOUSE BILL 1183

E1

4r3112
CF SB 797

By: **Delegate Malone**

Introduced and read first time: February 7, 2014

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Assault – First Responders**

3 FOR the purpose of prohibiting a person from intentionally causing physical injury to
4 another if the person knows or has reason to know that the other is a
5 firefighter, an emergency medical technician, a rescue squad member, or any
6 other first responder engaged in providing emergency medical care or rescue
7 services; applying certain penalties; and generally relating to assaults on first
8 responders.

9 BY repealing and reenacting, with amendments,
10 Article – Criminal Law
11 Section 3–203
12 Annotated Code of Maryland
13 (2012 Replacement Volume and 2013 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Criminal Law**

17 3–203.

18 (a) A person may not commit an assault.

19 (b) Except as provided in subsection (c) of this section, a person who violates
20 subsection (a) of this section is guilty of the misdemeanor of assault in the second
21 degree and on conviction is subject to imprisonment not exceeding 10 years or a fine
22 not exceeding \$2,500 or both.

23 (c) (1) In this subsection, “physical injury” means any impairment of
24 physical condition, excluding minor injuries.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) A person may not intentionally cause physical injury to another if
2 the person knows or has reason to know that the other is:

3 (i) a law enforcement officer engaged in the performance of the
4 officer's official duties; [or]

5 (ii) a parole or probation agent engaged in the performance of
6 the agent's official duties; **OR**

7 **(III) A FIREFIGHTER, AN EMERGENCY MEDICAL TECHNICIAN,**
8 **A RESCUE SQUAD MEMBER, OR ANY OTHER FIRST RESPONDER ENGAGED IN**
9 **PROVIDING EMERGENCY MEDICAL CARE OR RESCUE SERVICES.**

10 (3) A person who violates paragraph (2) of this subsection is guilty of
11 the felony of assault in the second degree and on conviction is subject to imprisonment
12 not exceeding 10 years or a fine not exceeding \$5,000 or both.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2014.