

# SENATE BILL 797

E1

4lr1946

---

By: **Senators Montgomery, Benson, Feldman, Jacobs, Jones-Rodwell, King, McFadden, and Robey**

Introduced and read first time: January 31, 2014

Assigned to: Judicial Proceedings

---

## 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.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

5                           (i)   a law enforcement officer engaged in the performance of the  
6 officer’s official duties; [or]

7                           (ii)   a parole or probation agent engaged in the performance of  
8 the agent’s official duties; **OR**

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

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

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