

# SENATE BILL 392

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5lr2555  
CF 5lr1346

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By: **Senators Montgomery, Astle, Bates, Benson, Cassilly, Currie, Feldman, Guzzone, Jennings, Kagan, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Peters, and Rosapepe**

Introduced and read first time: February 6, 2015

Assigned to: Judicial Proceedings

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## 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 firefighter, an  
5 emergency medical technician, a rescue squad member, or any other first responder  
6 engaged in providing emergency medical care or rescue services; altering certain  
7 penalties for assaulting certain individuals; and generally relating to assault.

8 BY repealing and reenacting, with amendments,  
9 Article – Criminal Law  
10 Section 3–203  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2014 Supplement)

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

15 **Article – Criminal Law**

16 3–203.

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

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

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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 physical  
2 condition, excluding minor injuries.

3 (2) A person may not intentionally cause physical injury to another if the  
4 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 the  
8 agent’s official duties; **OR**

9 **(III) A FIREFIGHTER, AN EMERGENCY MEDICAL TECHNICIAN, A**  
10 **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 the  
13 felony of assault in the second degree and on conviction is subject to imprisonment not  
14 exceeding [10] **15** 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, 2015.