

# HOUSE BILL 236

E1

(5lr1794)

## ENROLLED BILL

— Judiciary/Judicial Proceedings —

Introduced by **Delegates Jalisi, Waldstreicher, Anderson, Atterbeary, Carter, Cluster, Conaway, S. Howard, Mautz, McComas, Metzgar, Moon, Rey, Sydnor, ~~and B. Wilson~~ B. Wilson, Barkley, B. Barnes, D. Barnes, Barron, Bromwell, Campos, Clippinger, Cullison, Davis, Fennell, Fraser-Hidalgo, Frush, Hill, Impallaria, Jackson, Kaiser, Kelly, Kipke, Korman, Kramer, Luedtke, McMillan, A. Miller, W. Miller, Morales, Oaks, Platt, S. Robinson, Smith, Tarlau, Valentino-Smith, Vaughn, Walker, A. Washington, P. Young, and Zucker**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

### CHAPTER \_\_\_\_\_

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 services provider~~ *technician*, a rescue squad member,  
6 or any other first responder engaged in fire fighting or providing emergency medical  
7 care or rescue services; applying certain penalties; and generally relating to assaults  
8 on first responders.

---

#### EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics indicate opposite chamber/conference committee amendments.*



1 BY repealing and reenacting, with amendments,  
2 Article – Criminal Law  
3 Section 3–203  
4 Annotated Code of Maryland  
5 (2012 Replacement Volume and 2014 Supplement)

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

8 **Article – Criminal Law**

9 3–203.

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

11 (b) Except as provided in subsection (c) of this section, a person who violates  
12 subsection (a) of this section is guilty of the misdemeanor of assault in the second degree  
13 and on conviction is subject to imprisonment not exceeding 10 years or a fine not exceeding  
14 \$2,500 or both.

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

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

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

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

23 **(III) A FIREFIGHTER, AN EMERGENCY MEDICAL ~~TECHNICIAN~~**  
24 **~~SERVICES PROVIDER, AS DEFINED IN § 13-516(A) OF THE EDUCATION ARTICLE~~**  
25 ***TECHNICIAN*, A RESCUE SQUAD MEMBER, OR ANY OTHER FIRST RESPONDER**  
26 **ENGAGED IN ~~FIRE FIGHTING OR~~ PROVIDING EMERGENCY MEDICAL CARE OR RESCUE**  
27 **SERVICES.**

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

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
32 October 1, 2015.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.