

HOUSE BILL 236

E1
HB 1183/14 – JUD

5lr1794
CF SB 705

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

Introduced and read first time: February 2, 2015
Assigned to: Judiciary

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 15, 2015

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, a rescue squad member, or any
6 other first responder engaged in fire fighting or providing emergency medical care or
7 rescue 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 2014 Supplement)

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

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.



1 Article – Criminal Law

2 3–203.

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

4 (b) Except as provided in subsection (c) of this section, a person who violates
5 subsection (a) of this section is guilty of the misdemeanor of assault in the second degree
6 and on conviction is subject to imprisonment not exceeding 10 years or a fine not exceeding
7 \$2,500 or both.8 (c) (1) In this subsection, “physical injury” means any impairment of physical
9 condition, excluding minor injuries.10 (2) A person may not intentionally cause physical injury to another if the
11 person knows or has reason to know that the other is:12 (i) a law enforcement officer engaged in the performance of the
13 officer’s official duties; [or]14 (ii) a parole or probation agent engaged in the performance of the
15 agent’s official duties; **OR**16 **(III) A FIREFIGHTER, AN EMERGENCY MEDICAL ~~TECHNICIAN~~**
17 **SERVICES PROVIDER, AS DEFINED IN § 13–516(A) OF THE EDUCATION ARTICLE, A**
18 **RESCUE SQUAD MEMBER, OR ANY OTHER FIRST RESPONDER ENGAGED IN FIRE**
19 **FIGHTING OR PROVIDING EMERGENCY MEDICAL CARE OR RESCUE SERVICES.**20 (3) A person who violates paragraph (2) of this subsection is guilty of the
21 felony of assault in the second degree and on conviction is subject to imprisonment not
22 exceeding 10 years or a fine not exceeding \$5,000 or both.23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 2015.

Approved:

Governor._____
Speaker of the House of Delegates._____
President of the Senate.