

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 100, Page 30, Section 565.020, Line 45,  
2 by inserting after all of said line the following:

3 "565.081. 1. A person commits the crime of assault of a law enforcement officer,  
4 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
5 utility worker, cable worker, animal control officer, or probation and parole officer in the first degree  
6 if such person attempts to kill or knowingly causes or attempts to cause serious physical injury to a  
7 law enforcement officer, corrections officer, emergency personnel, highway worker in a construction  
8 zone or work zone, utility worker, cable worker, animal control officer, or probation and parole  
9 officer.

10 2. As used in this section, "emergency personnel" means any paid or volunteer firefighter,  
11 emergency room or trauma center personnel, or emergency medical technician as defined in  
12 subdivisions (15), (16), (17), and (18) of section 190.100.

13 3. As used in this section the term "corrections officer" includes any jailer or corrections  
14 officer of the state or any political subdivision of the state.

15 4. When used in this section, the terms "highway worker", "construction zone", or "work  
16 zone" shall have the same meaning as such terms are defined in section 304.580.

17 5. As used in this section, the term "utility worker" means any employee while in  
18 performance of their job duties, including any person employed under contract of a utility that  
19 provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether  
20 privately, municipally, or cooperatively owned.

21 6. As used in this section, the term "cable worker" means any employee including any person  
22 employed under contract of a cable operator, as such term is defined in section 67.2677. 7. Assault  
23 of a law enforcement officer, corrections officer, emergency personnel, highway worker in a  
24 construction zone or work zone, utility worker, cable worker, animal control officer, or probation  
25 and parole officer in the first degree is a class A felony.

26 565.082. 1. A person commits the crime of assault of a law enforcement officer, corrections  
27 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
28 cable worker, animal control officer, or probation and parole officer in the second degree if such  
29 person:

30 (1) Knowingly causes or attempts to cause physical injury to a law enforcement officer,  
31 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
32 utility worker, cable worker, animal control officer, or probation and parole officer by means of a  
33 deadly weapon or dangerous instrument;

34 (2) Knowingly causes or attempts to cause physical injury to a law enforcement officer,  
35 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
36 utility worker, cable worker, animal control officer, or probation and parole officer by means other  
37 than a deadly weapon or dangerous instrument;

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 (3) Recklessly causes serious physical injury to a law enforcement officer, corrections  
2 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
3 cable worker, animal control officer, or probation and parole officer; or

4 (4) While in an intoxicated condition or under the influence of controlled substances or  
5 drugs, operates a motor vehicle or vessel in this state and when so operating, acts with criminal  
6 negligence to cause physical injury to a law enforcement officer, corrections officer, emergency  
7 personnel, highway worker in a construction zone or work zone, utility worker, cable worker, animal  
8 control officer, or probation and parole officer;

9 (5) Acts with criminal negligence to cause physical injury to a law enforcement officer,  
10 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
11 utility worker, cable worker, animal control officer, or probation and parole officer by means of a  
12 deadly weapon or dangerous instrument;

13 (6) Purposely or recklessly places a law enforcement officer, corrections officer, emergency  
14 personnel, highway worker in a construction zone or work zone, utility worker, cable worker, animal  
15 control officer, or probation and parole officer in apprehension of immediate serious physical injury;  
16 or

17 (7) Acts with criminal negligence to create a substantial risk of death or serious physical  
18 injury to a law enforcement officer, corrections officer, emergency personnel, highway worker in a  
19 construction zone or work zone, utility worker, cable worker, animal control officer, or probation  
20 and parole officer.

21 2. As used in this section, "emergency personnel" means any paid or volunteer firefighter,  
22 emergency room or trauma center personnel, or emergency medical technician as defined in  
23 subdivisions (15), (16), (17), and (18) of section 190.100.

24 3. As used in this section the term "corrections officer" includes any jailer or corrections  
25 officer of the state or any political subdivision of the state.

26 4. When used in this section, the terms "highway worker", "construction zone", or "work  
27 zone" shall have the same meaning as such terms are defined in section 304.580.

28 5. As used in this section, the term "utility worker" means any employee while in  
29 performance of their job duties, including any person employed under contract of a utility that  
30 provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether  
31 privately, municipally, or cooperatively owned.

32 6. As used in this section, the term "cable worker" means any employee, including any  
33 person employed under contract of a cable operator, as such term is defined in section 67.2677. 7.  
34 Assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a  
35 construction zone or work zone, utility worker, cable worker, animal control officer, or probation  
36 and parole officer in the second degree is a class B felony unless committed pursuant to subdivision  
37 (2), (5), (6), or (7) of subsection 1 of this section in which case it is a class C felony. For any  
38 violation of subdivision (1), (3), or (4) of subsection 1 of this section, the defendant must serve  
39 mandatory jail time as part of his or her sentence.

40 565.083. 1. A person commits the crime of assault of a law enforcement officer, corrections  
41 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
42 cable worker, animal control officer, or probation and parole officer in the third degree if:

43 (1) Such person recklessly causes physical injury to a law enforcement officer, corrections  
44 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
45 cable worker, animal control officer, or probation and parole officer;

46 (2) Such person purposely places a law enforcement officer, corrections officer, emergency  
47 personnel, highway worker in a construction zone or work zone, utility worker, cable worker, animal  
48 control officer, or probation and parole officer in apprehension of immediate physical injury;

1 (3) Such person knowingly causes or attempts to cause physical contact with a law  
2 enforcement officer, corrections officer, emergency personnel, highway worker in a construction  
3 zone or work zone, utility worker, cable worker, animal control officer, or probation and parole  
4 officer without the consent of the law enforcement officer, corrections officer, emergency personnel,  
5 highway worker in a construction zone or work zone, utility worker, cable worker, animal control  
6 officer, or probation and parole officer.

7 2. As used in this section, "emergency personnel" means any paid or volunteer firefighter,  
8 emergency room or trauma center personnel, or emergency medical technician as defined in  
9 subdivisions (15), (16), (17), and (18) of section 190.100.

10 3. As used in this section the term "corrections officer" includes any jailer or corrections  
11 officer of the state or any political subdivision of the state.

12 4. When used in this section, the terms "highway worker", "construction zone", or "work  
13 zone" shall have the same meaning as such terms are defined in section 304.580.

14 5. As used in this section, the term "utility worker" means any employee while in  
15 performance of their job duties, including any person employed under contract of a utility that  
16 provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether  
17 privately, municipally, or cooperatively owned.

18 6. As used in this section, the term "cable worker" means any employee, including any  
19 person employed under contract of a cable operator, as such term is defined in section 67.2677. 7.  
20 Assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a  
21 construction zone or work zone, utility worker, cable worker, animal control officer, or probation  
22 and parole officer in the third degree is a class A misdemeanor."; and

23  
24 Further amend said bill by amending the title, enacting clause, and intersectional references  
25 accordingly.