

HOUSE _____ AMENDMENT NO. ____

Offered By

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 60,
Page 61, Section 559.105, Line 28 by inserting after all of said section and line the following:

“565.076. 1. A person commits the crime of assault of an employee of a mass transit system while in the scope of his or her duties in the first degree if such person attempts to kill or knowingly causes or attempts to cause serious physical injury to an employee of a mass transit system while in the scope of his or her duties.

2. As used in this section, "mass transit system", includes employees of public bus and light rail companies.

3. Assault of an employee of a mass transit system in the first degree is a class B felony.

565.077. 1. A person commits the crime of assault of an employee of a mass transit system while in the scope of his or her duties in the second degree if such person:

(1) Knowingly causes or attempts to cause physical injury to an employee of a mass transit system while in the scope of his or her duties by means of a deadly weapon or dangerous instrument;

(2) Knowingly causes or attempts to cause physical injury to an employee of a mass transit system while in the scope of his or her duties by means other than a deadly weapon or dangerous instrument;

(3) Recklessly causes serious physical injury to an employee of a mass transit system while in the scope of his or her duties;

(4) While in an intoxicated condition or under the influence of controlled substances or drugs, operates a motor vehicle in this state and when so operating, acts with criminal negligence to cause physical injury to an employee of a mass transit system while in the scope of his or her duties;

(5) Acts with criminal negligence to cause physical injury to an employee of a mass transit system while in the scope of his or her duties by means of a deadly weapon or dangerous instrument;

(6) Purposely or recklessly places an employee of a mass transit system while in the scope of his or her duties in apprehension of immediate serious physical injury; or

(7) Acts with criminal negligence to create a substantial risk of death or serious physical injury to an employee of a mass transit system while in the scope of his or her duties.

2. As used in this section, "mass transit system", includes employees of public bus and

1 light rail companies.

2 3. Assault of an employee of a mass transit system while in the scope of his or her duties
3 in the second degree is a class C felony unless committed under subdivision (2), (5), (6), or (7) of
4 subsection 1 of this section in which case it is a class B felony.

5 565.078. 1. A person commits the crime of assault of an employee of a mass transit
6 system while in the scope of his or her duties in the third degree if:

7 (1) Such person recklessly causes physical injury to an employee of a mass transit system
8 while in the scope of his or her duties;

9 (2) Such person purposely places an employee of a mass transit system while in the scope
10 of his or her duties in apprehension of immediate physical injury;

11 (3) Such person knowingly causes or attempts to cause physical contact with an employee
12 of a mass transit system while in the scope of his or her duties without the consent of the
13 employee of the mass transit system.

14 2. As used in this section, "mass transit system", includes employees of public bus and
15 light rail companies.

16 3. Assault of an employee of a mass transit system while in the scope of his or her duties
17 in the third degree is a class B misdemeanor.”; and

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19 Further amend said bill by amending the title, enacting clause, and intersectional references
20 accordingly.
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