

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

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1 AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 0689, Page 1,  
2 Section A, Line 3 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, or probation and parole officer in the first degree if such person attempts to kill or  
6 knowingly causes or attempts to cause serious physical injury to a law enforcement officer,  
7 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
8 utility worker, or probation and parole officer.

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

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

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

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

20 6. Assault of a law enforcement officer, corrections officer, emergency personnel,  
21 highway worker in a construction zone or work zone, utility worker, or probation and parole  
22 officer in the first degree is a class A felony.

23 565.082. 1. A person commits the crime of assault of a law enforcement officer,  
24 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
25 utility worker, or probation and parole officer in the second degree if such person:

26 (1) Knowingly causes or attempts to cause physical injury to a law enforcement officer,  
27 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
28 utility worker, or probation and parole officer by means of a deadly weapon or dangerous

1 instrument;

2 (2) Knowingly causes or attempts to cause physical injury to a law enforcement officer,  
3 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
4 utility worker, or probation and parole officer by means other than a deadly weapon or dangerous  
5 instrument;

6 (3) Recklessly causes serious physical injury to a law enforcement officer, corrections  
7 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
8 or probation and parole officer; or

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

14 (5) Acts with criminal negligence to cause physical injury to a law enforcement officer,  
15 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
16 utility worker, or probation and parole officer by means of a deadly weapon or dangerous  
17 instrument;

18 (6) Purposely or recklessly places a law enforcement officer, corrections officer,  
19 emergency personnel, highway worker in a construction zone or work zone, utility worker, or  
20 probation and parole officer in apprehension of immediate serious physical injury; or

21 (7) Acts with criminal negligence to create a substantial risk of death or serious physical  
22 injury to a law enforcement officer, corrections officer, emergency personnel, highway worker in  
23 a construction zone or work zone, utility worker, or probation and parole officer.

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

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

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

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

35 6. Assault of a law enforcement officer, corrections officer, emergency personnel,  
36 highway worker in a construction zone or work zone, utility worker, or probation and parole

1 officer in the second degree is a class B felony unless committed pursuant to subdivision (2), (5),  
2 (6), or (7) of subsection 1 of this section in which case it is a class C felony. For any violation of  
3 subdivision (1), (3), or (4) of subsection 1 of this section, the defendant must serve mandatory jail  
4 time as part of his or her sentence.

5 565.083. 1. A person commits the crime of assault of a law enforcement officer,  
6 corrections officer, emergency personnel, highway worker in a construction zone or work zone,  
7 utility worker, or probation and parole officer in the third degree if:

8 (1) Such person recklessly causes physical injury to a law enforcement officer, corrections  
9 officer, emergency personnel, highway worker in a construction zone or work zone, utility worker,  
10 or probation and parole officer;

11 (2) Such person purposely places a law enforcement officer, corrections officer,  
12 emergency personnel, highway worker in a construction zone or work zone, utility worker, or  
13 probation and parole officer in apprehension of immediate physical injury;

14 (3) Such person knowingly causes or attempts to cause physical contact with a law  
15 enforcement officer, corrections officer, emergency personnel, highway worker in a construction  
16 zone or work zone, utility worker, or probation and parole officer without the consent of the law  
17 enforcement officer, corrections officer, emergency personnel, highway worker in a construction  
18 zone or work zone, utility worker, or probation and parole officer.

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

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

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

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

30 6. Assault of a law enforcement officer, corrections officer, emergency personnel,  
31 highway worker in a construction zone or work zone, utility worker, or probation and parole  
32 officer in the third degree is a class A misdemeanor.”; and

33  
34 Further amend said bill by amending the title, enacting clause, and intersectional references  
35 accordingly.