

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

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 335, Page 23, Section 321.210, Line 9, by  
2 inserting after all of said section and line the following:

3  
4 "565.087. 1. A person commits the crime of assault of an employee of a mass transit system  
5 while in the scope of his or her duties in the first degree if such person attempts to kill or knowingly  
6 causes or attempts to cause serious physical injury to an employee of a mass transit system while in  
7 the scope of his or her duties.

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

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

11 565.088. 1. A person commits the crime of assault of an employee of a mass transit system  
12 while in the scope of his or her duties in the second degree if such person:

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

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

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

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

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

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

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

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

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

34 565.089. 1. A person commits the crime of assault of an employee of a mass transit system  
35 while in the scope of his or her duties in the third degree if:

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

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

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

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

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

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

10  
11 Further amend said bill by amending the title, enacting clause, and intersectional references  
12 accordingly.