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CRIMINAL JUSTICE AND PUBLIC SAFETY

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**STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 329, L.D. 990, Bill, “An Act To Protect Law Enforcement Officers by Creating the Crime of Aggravated Assault on an Officer”

Amend the bill by striking out the title and substituting the following:

'An Act To Prevent Violence against Law Enforcement Officers, Emergency Medical Care Providers and Firefighters'

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 17-A MRSA §752-A, as amended by PL 2003, c. 205, §4, is further amended to read:

§752-A. Assault on an officer

1. A person is guilty of assault on an officer if:

A. ~~He~~ The person intentionally, knowingly or recklessly causes bodily injury to a law enforcement officer while the officer is in the performance of ~~his~~ the officer's official duties. Violation of this paragraph is a Class C crime; ~~or~~

B. While in custody pursuant to an arrest or pursuant to a court order, the person commits an assault on a corrections officer, corrections supervisor or another member of the staff of an institution while the staff member is performing official duties. As used in this paragraph "assault" means the crime defined in section 207, subsection 1, paragraph A. Violation of this paragraph is a Class C crime;

C. The person intentionally or knowingly causes offensive physical contact to a law enforcement officer while the officer is in the performance of the officer's official duties. Violation of this paragraph is a Class C crime; or

D. The person intentionally, knowingly or recklessly causes bodily injury to a law enforcement officer and the person selected the law enforcement officer whom the person injured because of the law enforcement officer's status as a law enforcement officer. Violation of this paragraph is a Class B crime.

~~3. Assault on an officer is a Class C crime.~~

COMMITTEE AMENDMENT

- 1 3. It retains the provisions of the bill that create the new Class A and Class B crimes
2 of aggravated assault on an officer.