

ASSAULT OFFENSE AMENDMENTS

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Brian E. Shiozawa

House Sponsor: Paul Ray

LONG TITLE

General Description:

This bill modifies penalties for assault against health care providers.

Highlighted Provisions:

This bill:

► increases the penalty for assault against health care providers or emergency medical workers when the assault causes substantial bodily injury.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

76-5-102.7, as last amended by Laws of Utah 2015, Chapter 386

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **76-5-102.7** is amended to read:

76-5-102.7. Assault against health care provider and emergency medical service worker -- Penalty.

(1) A person who assaults a health care provider or emergency medical service worker is guilty of a class A misdemeanor if:



- 28 (a) the person is not a prisoner or a person detained under Section [77-7-15](#);
- 29 (b) the person knew that the victim was a health care provider or emergency medical
30 service worker; and
- 31 (c) the health care provider or emergency medical service worker was performing
32 emergency or life saving duties within the scope of his or her authority at the time of the
33 assault.

34 (2) A person who violates Subsection (1) is guilty of a third degree felony if the person
35 causes substantial bodily injury.

36 [~~2~~] (3) As used in this section:

- 37 (a) "Emergency medical service worker" means a person certified under Section
38 [26-8a-302](#).
- 39 (b) "Health care provider" means the same as that term is defined in Section
40 [78B-3-403](#).

Legislative Review Note
Office of Legislative Research and General Counsel