

**HEALTH CARE WORKER PROTECTION AMENDMENTS**

2022 GENERAL SESSION

STATE OF UTAH

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**LONG TITLE****General Description:**

This bill modifies provisions relating to the assault of a health care worker.

**Highlighted Provisions:**

This bill:

- ▶ amends provisions regarding assault against a health care worker.

**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 2017, Chapters 123 and 326

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*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 commits an assault or threat of violence against a health care provider, employee or contractor of a health care facility, or emergency medical service worker is guilty of a class A misdemeanor if:

(a) the person is not a prisoner or a person detained under Section 77-7-15;

(b) the person knew that the victim was a health care provider, employee or contractor of a health care facility, or emergency medical service worker; and

(c) (i) the health care provider or emergency medical service worker was performing emergency or life saving duties within the scope of his or her authority at the time of the assault[-]; or

(ii) the health care provider, employee or contractor of a health care facility, or

33 emergency medical service worker was acting within the scope of his or her duties at a health  
34 care facility.

35 (2) A person who violates Subsection (1) is guilty of a [~~third-degree~~] third-degree  
36 felony if the person:

37 (a) causes substantial bodily injury, as defined in Section 76-1-601; and

38 (b) acts intentionally or knowingly.

39 (3) As used in this section:

40 (a) "Assault" means the same as that term is defined in Section 76-5-102.

41 (b) "Emergency medical service worker" means a person licensed under Section  
42 26-8a-302.

43 (c) "Health care facility" means the same as that term is defined in Section 26-21-2.

44 [~~(c)~~] (d) "Health care provider" means the same as that term is defined in Section  
45 78B-3-403.

46 [~~(d)~~] (e) "Threat of violence" means the same as that term is defined in Section  
47 76-5-107.