

***Effective 5/10/2016***

***Superseded 5/9/2017***

**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:
  - (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 or emergency medical service worker; and
  - (c) 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.
- (2) A person who violates Subsection (1) is guilty of a third degree felony if the person:
  - (a) causes substantial bodily injury, as defined in Section 76-1-601; and
  - (b) acts intentionally or knowingly.
- (3) As used in this section:
  - (a) "Emergency medical service worker" means a person certified under Section 26-8a-302.
  - (b) "Health care provider" means the same as that term is defined in Section 78B-3-403.