

1 SENATE BILL NO. 352

2 INTRODUCED BY E. BUTTREY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE OFFENSE OF ASSAULT ON A HEALTH CARE
5 PROVIDER OR EMERGENCY RESPONDER; AND PROVIDING A PENALTY."

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7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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9 NEW SECTION. **Section 1. Assault on health care provider or emergency responder -- penalty**10 **-- definitions.** (1) A person commits the offense of assault on a health care provider or emergency responder

11 if, while a health care provider or emergency responder is performing professional duties, the person:

12 (a) purposely or knowingly causes bodily injury to the health care provider or emergency responder;

13 (b) negligently causes bodily injury to the health care provider or emergency responder with a weapon;

14 or

15 (c) purposely or knowingly causes the health care provider or emergency responder reasonable
16 apprehension of bodily injury.17 (2) A person convicted of assault on a health care provider or emergency responder is guilty of a
18 misdemeanor punishable only by a fine in an amount not less than \$1,000 or more than \$25,000.

19 (3) As used in this section, the following definitions apply:

20 (a) "Emergency responder" has the meaning provided in 45-5-214.

21 (b) "Health care provider" has the meaning provided in 50-4-504.

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23 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
24 integral part of Title 45, chapter 5, part 2, and the provisions of Title 45, chapter 5, part 2, apply to [section 1].

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