

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
108TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT"~~B~~" to COMMITTEE AMENDMENT"A" to S.P. 661,
L.D. 2032, Bill, "AN ACT to Amend the Crime of Assault on a Law
Enforcement Officer."

Amend the amendment by striking out everything after the title
and inserting in its place the following:

'Amend the bill in section 2 by striking out all of sub-
sections 1 and 2 and inserting in their place the following:

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

A. He intentionally, knowingly or recklessly causes
medically documented bodily injury to a person who:

(1) He knew or had reason to know, was a law
enforcement officer; and

(2) Was, in fact, a law enforcement officer acting
in the performance of his official duties; or

B. While in custody in a penal institution or other facility
pursuant to an arrest or pursuant to a court order, he
intentionally, knowingly or recklessly causes medically
documented bodily injury to a member of the staff of the
institution or facility.

2. An injury is medically documented when its existence is
proven by evidence given by a physician, osteopath or dentist
licensed in this State.

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

Statement of Fact

The purpose of this amendment is to require that the actor charged with assault/^{know or have} reason to know that the person assaulted was a law enforcement officer. It also clarifies the definition of assault in reference to staff members of penal institutions or other facilities.

Filed by Mr. Henderson of Bangor.

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2/9/78

(Filing No. H-1023)