

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

Act 66 of 2003  
HOUSE BILL 1075

5 By: Representative Verkamp  
6  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 5-13-202(a)(4) TO  
10 INCLUDE PRIVATELY EMPLOYED CORRECTIONAL FACILITY  
11 EMPLOYEES IN THE DEFINITION OF CORRECTIONAL  
12 FACILITY EMPLOYEE FOR PURPOSES OF SECOND DEGREE  
13 BATTERY; AND FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT TO AMEND ARKANSAS CODE § 5-13-202  
16 (a)(4) TO INCLUDE PRIVATELY EMPLOYED  
17 CORRECTIONAL FACILITY EMPLOYEES IN THE  
18 DEFINITION OF CORRECTIONAL FACILITY  
19 EMPLOYEE FOR PURPOSES OF SECOND DEGREE  
20 BATTERY.  
21  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code § 5-13-202(a)(4), concerning battery in the  
27 second degree, is amended to read as follows:

28 (4) He intentionally or knowingly, without legal justification, causes  
29 physical injury to one he knows to be:

30 (A)(i) A law enforcement officer, fire fighter, or  
31 employee of a correctional facility while such officer, fire fighter, or  
32 correctional facility employee is acting in the line of duty+.

33 (ii) For purposes of this subdivision (a)(4)(A),  
34 “employee of a correctional facility” includes persons working under a  
35 professional services contract with the Department of Correction, the  
36 Department of Community Punishment, and the Division of Youth Services;



1 (B) A teacher or other school employee, while acting in  
2 the course of employment;

3 (C) An individual sixty (60) years of age or older or  
4 twelve (12) years of age or younger;

5 (D) An officer or employee of the state while the officer  
6 or employee is acting in the performance of his lawful duty;

7 (E) A physician, a person certified as an emergency  
8 medical technician, as defined in § 20-13-202, a licensed or certified health  
9 care professional or any other health care provider, while performing medical  
10 treatment, emergency medical services or while in the course of other  
11 employment relating to his or her medical training; or

12 (F) An individual who is incompetent, as defined by § 5-  
13 25-101(3).

14  
15  
16 APPROVED: 2/5/2003  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36