

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Representative DeLay

# A Bill

HOUSE BILL 1881

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 5-13-202 TO EXPAND THE  
9 CRIMINAL LIABILITY FOR THE OFFENSE OF BATTERY IN THE  
10 SECOND DEGREE TO INCLUDE OFFENSES AGAINST LOCAL GOVERNMENT  
11 OFFICERS AND EMPLOYEES; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO EXPAND THE CRIMINAL LIABILITY FOR  
15 THE OFFENSE OF BATTERY IN THE SECOND  
16 DEGREE TO INCLUDE OFFENSES AGAINST LOCAL  
17 GOVERNMENT OFFICERS AND EMPLOYEES."

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21 SECTION 1. Arkansas Code 5-13-202 is amended to read as follows:

22 "§ 5-13-202. Battery in the second degree.

23 (a) A person commits battery in the second degree if:

24 (1) With the purpose of causing physical injury to another  
25 person, he causes serious physical injury to any person;

26 (2) With the purpose of causing physical injury to another  
27 person, he causes physical injury to any person by means of a deadly weapon;

28 (3) He recklessly causes serious physical injury to another  
29 person by means of a deadly weapon; or

30 (4) He intentionally or knowingly without legal justification  
31 causes physical injury to one he knows to be:

32 (A) A law enforcement officer or fire fighter, while such  
33 officer or fire fighter is acting in the line of duty;

34 (B) A teacher or other person employed in any school, and  
35 the teacher or other employee is upon the grounds of the school or grounds

1 adjacent thereto or is in any part of a building used for school purposes;

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

4 (D) An officer or employee of the state, county or  
5 municipality while the officer or employee is acting in the performance of  
6 his lawful duty.

7 (b) Battery in the second degree is a Class D felony."  
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9 SECTION 2. All provisions of this act of a general and permanent  
10 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
11 Code Revision Commission shall incorporate the same in the Code.  
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13 SECTION 3. If any provision of this act or the application thereof to  
14 any person or circumstance is held invalid, such invalidity shall not affect  
15 other provisions or applications of the act which can be given effect without  
16 the invalid provision or application, and to this end the provisions of this  
17 act are declared to be severable.  
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19 SECTION 4. All laws and parts of laws in conflict with this act are  
20 hereby repealed.  
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