

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1531

4
5 By: Representative Dietz

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 5-13-202 TO MAKE THE
10 INTENTIONAL INJURY OF AN EMPLOYEE OF A CORRECTIONAL
11 FACILITY A CLASS D FELONY; AND FOR OTHER PURPOSES."

Subtitle

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14 "TO MAKE THE INTENTIONAL INJURY OF AN
15 EMPLOYEE OF A CORRECTIONAL FACILITY A
16 CLASS D FELONY."

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

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

21 "5-13-202. Battery in the second degree.

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

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

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

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, or employee
33 of a correctional facility, while such officer, ~~or~~ fire fighter, or
34 correctional facility employee is acting in the line of duty;

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

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

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 person certified as an emergency medical technician
8 as defined in § 20-13-202, or any other licensed or certified health
9 care professional, while performing emergency medical services;

10 (F) An individual who is incompetent as defined by § 5-25-
11 101(3).

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