

CHAPTER 93--S.F.No. 2227

An act relating to public safety; clarifying the offense of fourth degree assault against a peace officer; amending Minnesota Statutes 2014, section 609.2231, subdivision 1.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2014, section 609.2231, subdivision 1, is amended to read:

Subdivision 1. **Peace officers.** (a) As used in this subdivision, "peace officer" means a person who is licensed under section 626.845, subdivision 1, and effecting a lawful arrest or executing any other duty imposed by law.

~~(b) Whoever physically assaults a peace officer licensed under section 626.845, subdivision 1, when that officer is effecting a lawful arrest or executing any other duty imposed by law is guilty of a gross misdemeanor and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both.~~

(c) Whoever commits either of the following acts against a peace officer is guilty of a felony and may be sentenced to imprisonment for not more than three years or to payment of a fine of not more than \$6,000, or both: (1) physically assaults the officer if the assault inflicts demonstrable bodily harm; or the person (2) intentionally throws or otherwise transfers bodily fluids or feces at or onto the officer; the person is guilty of a felony and may be sentenced to imprisonment for not more than three years or to payment of a fine of not more than \$6,000, or both.

EFFECTIVE DATE. This section is effective August 1, 2016, and applies to crimes committed on or after that date.

Presented to the governor May 3, 2016

Signed by the governor May 6, 2016, 3:19 p.m.