

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 769

Judiciary II/Election Laws Committee Substitute Adopted 6/29/95

Short Title: Assault Emergency Personnel.

(Public)

Sponsors:

Referred to: Appropriations

April 20, 1995

A BILL TO BE ENTITLED

AN ACT TO MAKE IT A FELONY TO COMMIT AN ASSAULT ON EMERGENCY SERVICES PERSONNEL.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-288.9 reads as rewritten:

"§ 14-288.9. Assault on emergency personnel; punishments.

(a) An assault upon emergency personnel is an assault upon any person coming within the definition of 'emergency personnel' which is ~~committed in an area:~~ committed;

(1) In an area in which a declared state of emergency exists; or

(2) Within the immediate vicinity ~~of~~ in which a riot is occurring or is ~~imminent.~~ imminent; or

(3) While emergency personnel is discharging or attempting to discharge official duties.

(b) The term 'emergency personnel' includes law-enforcement officers, firemen, ambulance attendants, emergency medical services technicians, utility workers, doctors, nurses, and other persons lawfully engaged in providing essential services during the emergency.

(c) Any person who commits an assault upon emergency personnel is guilty of a Class 1 misdemeanor. Any person who commits an assault upon emergency personnel

1 with or through the use of any dangerous weapon or substance shall be punished as a
2 ~~Class F~~ Class I felon.

3 (d) Any person who commits an assault upon emergency personnel with or
4 through the use of a firearm shall be punished as a Class F felon."

5 Sec. 2. This act becomes effective December 1, 1995, and applies to offenses
6 committed on or after that date.