

HOUSE BILL NO. 6204

September 15, 2020, Introduced by Reps. Eisen, LaFave, Markkanen, Wozniak, Paquette, Yaroach, Meerman, Griffin, Mueller, Hoitenga, Afendoulis and Shannon and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
(MCL 750.1 to 750.568) by adding section 528b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 528b. (1) Except as provided in subsection (2), a person
2 who assaults, by doing either of the following, a first responder
3 who is discharging or attempting to discharge his or her duties
4 during a riot or civil disturbance is guilty of a felony punishable
5 by imprisonment for not more than 5 years or a fine of not more
6 than \$5,000.00, or both:



1 (a) Knowingly causing bodily injury to a first responder.

2 (b) Knowingly causing physical contact with a first responder
3 that a reasonable person would regard as extremely offensive or
4 provocative, including, but not limited to, spitting, throwing, or
5 otherwise transferring bodily fluids, bodily pathogens, or human
6 waste onto a first responder.

7 (2) A person who violates subsection (1) resulting in or
8 involving any of the following is guilty of a felony punishable by
9 imprisonment for not more than 20 years or a fine of not more than
10 \$20,000.00, or both:

11 (a) A serious bodily injury to a first responder.

12 (b) The death of a first responder.

13 (c) The use or display of a deadly weapon.

14 (d) The strangulation or attempted strangulation of a first
15 responder.

16 (3) As used in this section:

17 (a) "Emergency medical technician" means that term as defined
18 in section 20904 of the public health code, 1978 PA 368, MCL
19 333.20904.

20 (b) "Firefighter" means that term as defined in section 2 of
21 the firefighters training council act, 1966 PA 291, MCL 29.362.

22 (c) "First responder" means a firefighter, a law enforcement
23 officer, an emergency medical technician, or a paramedic.

24 (d) "Law enforcement officer" means that term as defined in
25 section 2 of the Michigan commission on law enforcement standards
26 act, 1965 PA 203, MCL 28.602.

27 (e) "Paramedic" means that term as defined in section 20908 of
28 the public health code, 1978 PA 368, MCL 333.20908.

29 Enacting section 1. This amendatory act takes effect 90 days

1 after the date it is enacted into law.

