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S.F. No. 82 – First-Degree Assault (First Engrossment)

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SF No. 82 adds two new crimes to the first-degree assault crime.

Currently, the first-degree assault crime contains two separate offenses: assaults resulting in great bodily harm to the victim (regardless of who the victim is) and assaults of a peace officer, correctional employee, prosecutor, or judge through the use or attempted use of deadly force (this does not require any requisite level of harm to the victim). Both crimes have a statutory maximum sentence of 20 years imprisonment and/or a \$30,000 fine. In addition, the assault of a peace officer or other criminal justice partner crime carries a mandatory minimum prison sentence of ten years.

The two new crimes added by the bill combine elements of the existing first-degree assault crimes (great bodily harm and use/attempted use of deadly force) and apply those elements to victims who are peace officers or other criminal justice partners.

Adds: (1) assaulting a peace officer or other criminal justice partner *and inflicting great bodily harm* (statutory maximum sentence of 25 years imprisonment and/or a \$35,000 fine) (mandatory minimum prison sentence of 15 years); and (2) assaulting a peace officer or other criminal justice partner *and inflicting great bodily harm when committed with a dangerous weapon or through the use or attempted use of deadly force* (statutory maximum sentence of 30 years imprisonment and/or a \$40,000 fine) (mandatory minimum prison sentence of 25 years).