

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-NINTH SESSION**

**S.F. No. 2307**

(SENATE AUTHORS: BROWN, Hall, Anderson, Newman and Kiffmeyer)

DATE	D-PG	OFFICIAL STATUS
03/08/2016	4899	Introduction and first reading Referred to Judiciary

1.1 A bill for an act  
 1.2 relating to criminal justice; clarifying the fourth degree assault crime; amending  
 1.3 Minnesota Statutes 2014, section 609.2231, subdivision 1.

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

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

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

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

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

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