

HB0003H3001

1 Page 1-above line 1 In the catch title, delete "-autonomy and
2 rights" and insert "and protection of health
3 care providers".
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5 Page 1-line 5 After "abortion;" insert "creating the
6 offenses of assault, threat of violence and
7 battery against health care providers;".
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9 Page 4-line 1 After "1-39-125" insert ", 6-2-512".
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11 Page 4-after line 8 Insert:
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13 **"6-2-512. Assault and threats of violence against health**
14 **care providers; battery against health care providers; penalties.**
15

16 (a) As used in this section:
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18 (i) "Assault" means an offense under W.S. 6-2-501(a);
19

20 (ii) "Battery" means an offense under W.S. 6-2-501(b);
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22 (iii) "Health care provider" means as defined in W.S.
23 7-13-1501(m) (iv);
24

25 (iv) "Threat of violence" means an express or implied
26 threat where the person:
27

28 (A) Threatens to commit an offense involving
29 bodily injury, death or property damage of one thousand dollars
30 (\$1,000.00) or more and acts with intent to cause property damage
31 of one thousand dollars (\$1,000.00) or more or acts with intent to
32 place another person in fear of imminent bodily injury, serious
33 bodily injury or death; or
34

35 (B) Makes a threat, accompanied by a show of
36 immediate force or violence, to do bodily injury to another person.
37

38 (b) A person is guilty of assault against a health care
39 provider if the person:
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41 (i) Commits an assault against a health care provider;
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43 (ii) Knows or reasonably should know that the person is
44 a health care provider at the time of the assault; and

1
2 (iii) The health care provider was performing duties
3 within the scope of the provider's authority or employment as a
4 health care provider at the time of the assault.

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6 (c) A person is guilty of a threat of violence against a
7 health care provider if the person:

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9 (i) Makes a threat of violence against a health care
10 provider;

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12 (ii) Knows or reasonably should know that the person is
13 a health care provider at the time of the threat of violence; and

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15 (iii) The health care provider was performing duties
16 within the scope of the provider's authority or employment as a
17 health care provider at the time of the threat of violence.

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19 (d) A person is guilty of battery against a health care
20 provider if the person:

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22 (i) Commits a battery against a health care provider;

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24 (ii) Knows or reasonably should know that the person is
25 a health care provider at the time of the battery; and

26
27 (iii) The health care provider was performing duties
28 within the scope of their authority or employment as a health care
29 provider at the time of the battery.

30
31 (e) A person who violates subsections (b), (c) or (d) of
32 this section is:

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34 (i) For a first offense, guilty of a misdemeanor
35 punishable by imprisonment for not less than two (2) days and not
36 more than six (6) months, a fine not to exceed one thousand dollars
37 (\$1,000.00), or both;

38
39 (ii) For a second or subsequent offense, guilty of a
40 felony punishable by imprisonment for not less than forty-five
41 (45) days and not more than three (3) years, a fine not to exceed
42 one thousand dollars (\$1,000.00), or both." YIN