

FIRST REGULAR SESSION

# HOUSE BILL NO. 742

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WIEMANN.

1011H.021

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To repeal section 565.050, RSMo, and to enact in lieu thereof one new section relating to the offense of assault in the first degree, with penalty provisions.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 565.050, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 565.050, to read as follows:

565.050. 1. A person commits the offense of assault in the first degree if he or she attempts to kill or knowingly causes or attempts to cause serious physical injury to another person.

2. The offense of assault in the first degree is a class B felony unless:

(1) In the course thereof the person inflicts serious physical injury on the victim~~[, or]~~ ;

(2) If the victim of such assault is a special victim, as the term "special victim" is defined under section 565.002; or

(3) **If the victim of such assault is targeted because of actual or perceived status of the victim based on the victim's profession or employment as a public safety officer, as defined under section 650.451,**

in which case it is a class A felony.

3. **Any person guilty of an offense under subdivision (3) of subsection 2 of this section shall not be eligible for:**

(1) **Suspended imposition of sentence or suspended execution of sentence; or**

(2) **Parole or conditional release until such person has served a minimum of ten years of imprisonment.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.