_____ BILL NO. _____

INTRODUCED BY _____
(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR THE CRIME OF ASSAULT ON AN EMPLOYEE OF A PUBLIC UTILITY; AND PROVIDING PENALTIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Assault on employee of public utility.** (1) A person commits the offense of assault on an employee of a public utility, as defined in 69-3-101, if the person purposely or knowingly causes:

(a) bodily injury to an employee of a public utility;

(b) reasonable apprehension of serious bodily injury in an employee of a public utility by use of:

(i) a weapon; or

(ii) what reasonably appears to be a weapon;

(c) bodily injury to an employee of a public utility with a weapon; or

(d) serious bodily injury to an employee of a public utility.

(2) (a) A person convicted of assault on an employee of a public utility:

(i) under subsection (1)(a), (1)(b)(i), or (1)(c) shall be imprisoned in the state prison for a term not to exceed 10 years and may be fined an amount not to exceed $50,000; or

(ii) under subsection (1)(b)(ii) shall be imprisoned in the state prison for a term not to exceed 8 years and may be fined an amount not to exceed $50,000.

(b) Except as provided in 46-18-222, a person convicted of assault on an employee of a public utility under subsection (1)(d) shall be fined an amount not to exceed $50,000 or be imprisoned in the state prison for a term not to exceed 20 years, or both.

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an integral part of Title 45, chapter 5, part 2, and the provisions of Title 45, chapter 5, part 2, apply to [section 1].

1 - END -