

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 691
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HOUSE PRINCIPAL CLERK

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HOUSE DRH10295-LH-162 (04/02)

Short Title: Assault on National Guard Member. (Public)

Sponsors: Representatives Whitmire, Pendleton, and Robinson (Primary Sponsors).

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE IT A FELONY TO ASSAULT A MEMBER OF THE NORTH
3 CAROLINA NATIONAL GUARD WHO IS DISCHARGING OR ATTEMPTING TO
4 DISCHARGE OFFICIAL DUTIES.
5 The General Assembly of North Carolina enacts:
6 SECTION 1. G.S. 14-34.6 reads as rewritten:
7 "§ 14-34.6. Assault or affray on a firefighter, an emergency medical technician, medical
8 responder, a member of the North Carolina National Guard, and emergency
9 department personnel.
10 (a) A person is guilty of a Class I felony if the person commits an assault or affray
11 causing physical injury on any of the following persons who are discharging or attempting to
12 discharge their official duties:
13 (1) An emergency medical technician or other emergency health care provider.
14 (2) A medical responder.
15 (3) The following emergency department personnel: physicians, physicians
16 assistants, nurses, and licensed nurse practitioners.
17 (4) Repealed by Session Laws 2011-356, s. 2, effective December 1, 2011, and
18 applicable to offenses committed on or after that date.
19 (5) A firefighter.
20 (6) A member of the North Carolina National Guard.
21 (b) Unless a person's conduct is covered under some other provision of law providing
22 greater punishment, a person is guilty of a Class H felony if the person violates subsection (a)
23 of this section and (i) inflicts serious bodily injury or (ii) uses a deadly weapon other than a
24 firearm.
25 (c) Unless a person's conduct is covered under some other provision of law providing
26 greater punishment, a person is guilty of a Class F felony if the person violates subsection (a) of
27 this section and uses a firearm."
28 SECTION 2. This act becomes effective December 1, 2015, and applies to
29 offenses committed on or after that date.

