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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 1072

02/14/2019 Authored by Daudt, Daniels, Dettmer, Lueck, Kresha and others
The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to public safety; enhancing the penalty for assaulting a police officer;
1.3 criminalizing the dissemination of personal information about law enforcement
1.4 officials in certain circumstances; amending Minnesota Statutes 2018, section
1.5 609.2231, subdivision 1; proposing coding for new law in Minnesota Statutes,
1.6 chapter 609.

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

1.8 Section 1. Minnesota Statutes 2018, section 609.2231, subdivision 1, is amended to read:

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

1.12 (b) Whoever physically assaults a peace officer is guilty of a gross misdemeanor or felony
1.13 and may be sentenced to imprisonment for not more than two years or to payment of a fine
1.14 of not more than \$4,000, or both.

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

1.20 EFFECTIVE DATE. This section is effective August 1, 2019, and applies to violations
1.21 committed on or after that date.

2.1 Sec. 2. [609.5151] DISSEMINATION OF PERSONAL INFORMATION ABOUT  
2.2 LAW ENFORCEMENT OFFICIALS PROHIBITED; PENALTY.

2.3 Subdivision 1. Definitions. As used in this section:

2.4 (1) "immediate family member" means a law enforcement official's spouse, child, or  
2.5 parent, or any other blood relative who lives in the same residence as the law enforcement  
2.6 official;

2.7 (2) "law enforcement official" means a peace officer as defined in section 626.84,  
2.8 subdivision 1, a judge as defined in section 609.221, subdivision 2, paragraph (c), or a  
2.9 prosecutor as defined in section 609.221, subdivision 2, paragraph (c); and

2.10 (3) "personal information" means a law enforcement official's home address, home  
2.11 telephone number, personal mobile telephone number, pager number, personal e-mail  
2.12 address, personal photograph, directions to the law enforcement official's home, or  
2.13 photographs of the law enforcement official's or the official's immediate family member's  
2.14 home or vehicle.

2.15 Subd. 2. Crime described. It is a misdemeanor for a person to knowingly make publicly  
2.16 available, including but not limited to on the Internet, personal information about a law  
2.17 enforcement official or an official's immediate family member, if:

2.18 (1) the dissemination of the personal information poses an imminent and serious threat  
2.19 to the law enforcement official's safety or the safety of a law enforcement official's immediate  
2.20 family member; and

2.21 (2) the person making the information publicly available knows or reasonably should  
2.22 know of the imminent and serious threat.

2.23 EFFECTIVE DATE. This section is effective August 1, 2019, and applies to crimes  
2.24 committed on or after that date.