

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 2652  
**Version:** First engrossment

**DATE:** March 15, 2016

**Authors:** Cornish

**Subject:** Assaulting Peace Officers

**Analyst:** Jeff Diebel

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: [www.house.mn/hrd/](http://www.house.mn/hrd/).

---

This bill clarifies the offense of assaulting a peace officer. A recent Minnesota Supreme Court case held that the 4<sup>th</sup> degree assault offense of throwing or otherwise transferring bodily fluids or feces at or onto a peace officer also required proof of a physical assault. *State v. Struzyk*, 869 N.W.2d 280 (Minn.2015). This bill clarifies the law by eliminating the requirement that a physical assault accompany an assault of a peace officer by bodily fluid or feces.