



INTRODUCED BY
ALDERMEN UTT, FINLEY, STALLMANN, HAUG, FLEMING, WEAVER, LEHMKUHL, SIEGEL

AN ORDINANCE AMENDING SECTION 17-17 OF THE CODE OF ORDINANCES OF THE CITY OF BALLWIN WITH RESPECT TO ASSAULT UPON A LAW ENFORCEMENT ANIMAL.

WHEREAS, the Board of Aldermen has determined that the Assault of a law enforcement officer, corrections officer, emergency personnel, highway worker, utility worker, cable worker, probation and parole office, or police animal should be revised to be consistent with Missouri Revised Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BALLWIN, MISSOURI, AS FOLLOWS:

Section 1. Chapter 17, Article I, Section 17-17 is amended to read as follows (revisions in bold text):

- (a) A person commits the offense of assault of a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer in the third degree if:
 - 1. Such person recklessly causes physical injury to a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer;
 - 2. Such person purposely places a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer in apprehension of immediate physical injury; or
 - 3. Such person knowingly causes or attempts to cause physical contact with a law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer without the consent of the law enforcement officer, corrections officer, emergency personnel, highway worker in a construction zone or work zone, utility worker, cable worker, or probation and parole officer.

- (b) As used in this section “emergency personnel” means any paid or volunteer firefighter, emergency room or trauma center personnel, or emergency medical technician as defined in subdivisions (15), (16), (17) and (18) of RSMo 190.100.

- (c) As used in this section, the term “corrections officer” includes any jailor or corrections officer of the state or any political subdivision of the state.



Bill No. _____

Ordinance No. _____

- (d) As used in this section, the term “highway worker” “construction zone” or “work zone” shall have the same meaning as such terms are defined in RSMo 304.580.
- (e) As used in this section, the term “utility worker” means any employee while in the performance of their job duties, including any person employed under contract, of a utility that provides gas, heat, electricity, water, steam, telecommunications services, or sewer services, whether privately, municipally, or cooperatively owned.
- (f) As used in this section, the term “cable worker” means any employee including any person employed under contract, of a cable operator, as such term is defined in RSMo 67.2677.
- (g) A person commits the offense of assault on **a law enforcement animal** if he or she knowingly kills or disables, knowingly attempts to kill or disable, or knowingly causes or attempts to cause serious physical injury, to a **law enforcement animal** when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody or under the control of a law enforcement officer or fire or rescue personnel.
- (h) **As used in this section, the term “law enforcement animal” means a dog, horse, or other animal used in law enforcement or a correctional facility, or by a municipal police department, fire department, search and rescue unit or agency, whether the animal is on duty or not on duty. The term shall include, but not be limited to, accelerant detection dogs, bomb detection dogs, narcotic dogs, search and rescue dogs, and tracking animals.**
- (i) **Any dog that is owned, or the service of which is employed, by a law enforcement agency and that bites or injures another animal or human in the course of their official duties is exempt from the provisions of sections 5-38 and 5-63.**

Section 2. This ordinance shall take effect and be in full force from and after its passage and approval.

PASSED this ____ day of _____, 2025.

TIM POGUE, MAYOR

APPROVED this ____ day of _____, 2025.

TIM POGUE, MAYOR

ATTEST: _____

ERIC STERMAN, CITY ADMINISTRATOR