



LAWS OF DELAWARE  
VOLUME 85  
CHAPTER 380  
153rd GENERAL ASSEMBLY  
FORMERLY  
HOUSE BILL NO. 268

AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO ASSAULT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 612, Title 11 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 612. Assault in the second degree; class C or D felony.

(a) A person is guilty of assault in the second degree when:

- (1) The person recklessly or intentionally causes serious physical injury to another person; or
- (2) The person recklessly or intentionally causes physical injury to another person by means of a deadly weapon or a dangerous instrument; or
- (3) The person intentionally causes physical injury to a law-enforcement officer, a volunteer firefighter, a full-time firefighter, emergency medical technician, paramedic, fire police officer, fire marshal, correctional officer, a sheriff, a deputy sheriff, public transit operator, hospital security officer or constable, code enforcement constable, ~~or a code enforcement officer~~ officer, or a postal worker who is acting in the lawful performance of duty. For purposes of this subsection, if a law-enforcement officer is off duty and the nature of the assault is related to that law-enforcement officer's official position, then it shall fall within the meaning of "official duties" of a law-enforcement officer; or

Approved July 23, 2026