

State	Assault	Consent	Definitions	Cases
AL	13A-6-20 (1 st degree) 13A-6-21 (2 nd degree) 13A-6-22 (3 rd degree)	13A-2-7	13A-1-2 (physical injury, serious physical injury)	
AK	11.41.200 (1 st degree) 11.41.210 (2 nd degree) 11.41.220 (3 rd degree) 11.41.250 (reckless endangerment)		11.81.900 (serious physical injury, reckless)	
AZ	13-1203 Simple Assault 13-12-4 Aggravated Assault			
AR	5-13-201 1 st degree battery 5-13-202 2 nd degree battery 5-13-203 3 rd degree battery 5-13-204 Aggravated assault 5-13-205 1 st degree assault 5-13-206 2 nd degree assault 5-13-207 3 rd degree assault		5-1-102 definitions	
CA	Penal Code 241 Assault, Punishment Penal Code 243 Battery, Punishment Penal Code 245 Assault with deadly weapon or force likely to produce great bodily injury		Penal Code 7 Words and Phrases defined Penal Code 240 Assault Defined Penal Code 242 Battery Defined	
CO	18-3-202 (1 st degree) 18-3-203 (2 nd degree) 18-3-204 (3 rd degree) 18-3-208 (reckless endangerment)			

CT	53a-59 (1 st degree) 53a-60 (2 nd degree) 53a-61 (3 rd degree) 53a-63 (reckless endangerment 1 st degree) 53a-64 (reckless endangerment 2 nd degree)		53a-3 (serious physical injury, recklessly)	
DE	11 Del Code 611 (3 rd degree) 11 Del Code 612 (2 nd degree) 11 Del Code 613 (1 st degree) 11 Del Code 603 (reckless endangering 2 nd degree) 11 Del Code 604 (reckless endangering 1 st degree)	11 Del. Code 452 Consent of victim to inflictions of physical injury as defense	11 Del Code 222	
DC	22-404 (Assault) 22-404.01 (Aggravated Assault) 22-407 (threats of bodily harm)		No definitions section in this particular subchapter – “Serious bodily injury” defined elsewhere	
FL	784.011 Assault 784.021 Aggravated Assault 784.03 Battery, Felony battery 784.045 Aggravated Battery			
GA	16-5-20 Simple Assault 16-5-23 Simple Battery 16-5-23.1 Battery		Definitions contained within the statutes	
HI	707-710 Assault 1 st degree 707-711 Assault 2 nd degree 707-712 Assault 3 rd degree 707-713 Reckless Endangering 1 st degree	702-734 Consent to Bodily Injury	707-700 definitions related to offenses against the person	

	707-714 Reckless Endangering 2 nd degree			
ID	18-902 Assault 18-904 Battery 18-906 Aggravated Assault 18-908 Aggravated Battery		18-101, 18-101A (both are “Definitions” sections) 18-901 “Assault” 18-903 “Battery” 18-905 “Aggravated Assault” 18-907 “Aggravated Battery”	
IL	720 ILCS/21-1 Assault 720 ILCS/21-2 Aggravated Assault 720 ILCS/21-3 Battery 720 ILCS/21-4 Aggravated Battery 720 ILCS/21-5 Reckless Conduct		720 ILCS 5/2 et seq. contains definitions – no good definitions of “serious bodily injury”	
IN	35-42-2-1 Battery 35-42-2-1.5 Aggravated battery 35-42-2-2 Criminal recklessness		35-41-1-4 “Bodily Injury” 35-41-1-25 “Serious bodily injury”	
IA	708.1 Assault Defined 708.2 Penalties for Assault		708.1 Assault Defined	
KS	21-3408 Assault 21-3410 Aggravated Assault	21-3201 Criminal Intent 21-3204 Guilt without criminal intent	21-3110 Definitions	
KY	508.010 (1 st degree) 508.020 (2 nd degree) 508.025 (3 rd degree) 508.030 (4 th degree)		500.080 Definitions	

	508.060 (wanton endangerment 1 st degree) 508.070 (wanton endangerment 2 nd degree)			
LA	14:38 Simple Assault 14:37 Aggravated Assault		14:2 definitions 14:33 Battery Defined 14:36 Assault Defined	
ME	Tit. 17A Sec. 207 Assault 17A sec. 208 Aggravated Assault 17A Sec. 211 Reckless Conduct		Title 17A Sec. 2 (Bodily Injury, Serious Bodily Injury, Recklessly)	
MD	3-202 (1 st degree) 3-203 (2 nd degree) 3-204 reckless endangerment	3-207 (dismissal possible if both victim and defendant agree) 3-209 defenses	3-201 Definitions	
MA	Ch. 265 sec. 13A Assault or Assault and Battery		None direct, but analogous to ch. 265 sec. 13K	
MI	750.81 Assault 750.81a w/infliction of serious injury		“Serious Injury” defined in the caselaw	
MN	609.221 (1 st degree) 609-222 (2 nd degree) 609-223 (3 rd degree) 609-2231 (4 th degree) 609.224 (5 th degree)		609.02 Definitions	
MS	97-3-7 Simple and Aggravated			

	Assault			
MO	565.050 (1 st degree) 565.060 (2 nd degree) 565.070 (3 rd degree)	565.080	565.002 (Serious physical injury)	
MT	45-5-201 Assault 45-5-202 Aggravated Assault 45-5-207 Criminal Endangerment 45-5-208 Negligent Endangerment	45-2-211 Consent as a Defense	45-2-101 General definitions	
NE	28-308 (1 st degree) 28-309 (2 nd degree) 28-310 (3 rd degree)		28-109 (Serious Bodily Injury)	
NV	200.471 Assault, Definitions, Penalties 200.481 Battery, Definitions, Penalties			
NH	631:1 (1 st degree) 631:2 (2 nd degree) 631:2-a (Simple assault) 631:3 Reckless Conduct	626:6 Consent (similar to MPC)	625:11 General definitions	
NJ	2C:12-1 (Assault) 2C:12-2 (reckless endangerment)	2C:2-10 (Lifted from the MPC)	2C:3-11 (bodily harm, serious bodily harm)	
NM	30-3-1 Assault 30-3-2 Aggravated Assault 30-3-3 Assault with intent to commit violent felony 30-3-4 Battery 30-3-5 Aggravated Battery		30-1-12 (Great Bodily Harm)	
NY	Penal Law 120.00 (3 rd degree) Penal Law 120.05 (2 nd degree)		Penal Law 10.00 (Serious Physical Injury,	

	Penal Law 120.10 (1 st degree) Penal Law 120.20 (Reckless Endangerment 2 nd degree) Penal Law 120.25 (Reckless Endangerment 1 st degree)			
NC	14-32.4 (Assault inflicting serious injury, Strangulation) 14-33 (Misdemeanor assaults, batteries, affrays)		Definitions contained in the assault statutes	
ND	12.1-17-01 Simple Assault 12.1-17-01.1 Assault 12.1-17-02 Aggravated Assault 12.1-17-03 Reckless Endangering	12.1-17-08 Consent as a Defense (very similar to MPC)	12.1-01-04 General Definitions	
OH	2903.13 Assault 2903.11 Felonious Assault 2903.12 Aggravated Assault 2903.14 Negligent Assault	2901.21 Requirements for Criminal Liability	2901.01	
OK	644 Assault and Battery 645 Assault and Battery with a Dangerous Weapon 646 Aggravated Assault and battery 647 Punishment for Aggravated Assault and Battery		641 Assault 642 Battery	
OR	163.160 (4 th degree) 163.165 (3 rd degree) 163.175 (2 nd degree) 163.185 (1 st degree)		161.015 Definitions	
PA	2701 Simple Assault 2702 Aggravated Assault	Seemingly allowed in the caselaw	2301 Definitions	

	2705 Reckless Endangerment			
RI	11-5-1 Assault with intent to commit felonies (incl. sodomy) 11-5-2 Felony Assault 11-5-3 Simple Assault, Battery			
SC	No statute?			
SD	22-18-1 (Simple Assault) 22-18-1.1 (Aggravated Assault)		22-1-2 (Serious bodily injury)	
TN	39-13-101 Assault 39-13-102 Aggravated Assault 39-13-103 Reckless Endangering	39-13-104 Consent (very much like MPC)	39-11-106 Definitions	
TX	Penal Code 22.01 Assault Penal Code 22.02 Aggravated Assault	Penal Code 22.06 Consent as a defense to assaultive conduct	Penal Code 1.07	
UT	76-5-102 Assault 76-5-103 Aggravated Assault	76-5-104 Consensual Altercation	76-1-601 Definitions	
VT	13 VSA 1023 Simple Assault 13 VSA 1024 Aggravated Assault 13 VSA 1025 Recklessly endangering		13 VSA 1021 Definitions	
VA	18.2-57 Assault and Battery			
WA	9A.36.011 (1 st degree) 9A.36.021 (2 nd degree) 9A.36.031 (3 rd degree) 9A.36.041 (4 th degree) 9A.36.050 (Reckless Endangerment)		9A.04.110 (Bodily Harm, Great Bodily Harm)	

WV	61-2-9 Malicious or unlawful assault; assault; battery			
WI	940.19 Battery, Substantial Battery, Aggravated Battery 940.23 Reckless Injury		939.22 Words and Phrases Defined 939.24 Criminal Recklessness	
WY	6-2-501 Simple Assault, Battery 6-2-502 Aggravated Assault, Battery 6-2-504 Reckless Endangering		6-1-104 (Bodily Injury, Serious Bodily Injury, Recklessly)	