

2143--C

Cal. No. 225

2011-2012 Regular Sessions

I N S E N A T E

January 18, 2011

Introduced by Sens. BONACIC, AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the penal law, in relation to establishing the crimes of assault and aggravated assault on a judge

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The penal law is amended by adding a new section 120.71 to
2 read as follows:
3 S 120.71 ASSAULT ON A JUDGE.
4 A PERSON IS GUILTY OF ASSAULT ON A JUDGE WHEN, WITH INTENT TO PREVENT
5 A JUDGE FROM PERFORMING A LAWFUL DUTY, HE OR SHE CAUSES SERIOUS PHYSICAL
6 INJURY TO A PERSON WHOM HE OR SHE KNOWS OR REASONABLY SHOULD KNOW TO BE
7 A JUDGE.
8 ASSAULT ON A JUDGE IS A CLASS C FELONY.
9 S 2. The penal law is amended by adding a new section 120.72 to read
10 as follows:
11 S 120.72 AGGRAVATED ASSAULT ON A JUDGE.
12 A PERSON IS GUILTY OF AGGRAVATED ASSAULT ON A JUDGE WHEN, WITH INTENT
13 TO PREVENT A JUDGE FROM PERFORMING A LAWFUL DUTY, AND WITH INTENT TO
14 CAUSE SERIOUS PHYSICAL INJURY TO A PERSON WHOM HE OR SHE KNOWS OR
15 REASONABLY SHOULD KNOW TO BE A JUDGE, HE OR SHE CAUSES SUCH INJURY BY
16 MEANS OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT.
17 AGGRAVATED ASSAULT ON A JUDGE IS A CLASS B FELONY.
18 S 3. This act shall take effect immediately.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets
[] is old law to be omitted.

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