

STATE OF NEW YORK

1876

2017-2018 Regular Sessions

IN SENATE

January 11, 2017

Introduced by Sen. AVELLA -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the crime of aggravated resisting arrest

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 205.35 to
2 read as follows:

3 § 205.35 Aggravated resisting arrest.

4 A person is guilty of aggravated resisting arrest when he or she
5 commits the crime of resisting arrest pursuant to section 205.30 and has
6 previously been convicted of such crime two prior times within a ten
7 year period.

8 Aggravated resisting arrest is a class E felony.

9 § 2. This act shall take effect on the first of November next succeed-
10 ing the date on which it shall have become a law.

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

LBD01008-01-7