STATE OF NEW YORK

294

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

Introduced by M. of A. WEPRIN -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to aggravated assault upon a police officer

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 120.11 of the penal law, as amended by section 283 of the laws of 1993, is amended to read as follows:

§ 120.11 Aggravated assault upon a police officer or a peace officer.

A person is guilty of aggravated assault upon a police officer or a peace officer when[~~, with~~]:

(a) With intent to cause serious physical injury to [~~a~~] another person whom [~~he~~] such person knows or reasonably should know to be a police officer or a peace officer engaged in the course of performing [~~his~~] such police officer's or peace officer's official duties, [~~he~~] such person causes such injury by means of a deadly weapon or dangerous instrument; or

(b) With intent to cause physical injury to another person whom such person knows or reasonably should know to be a police officer or a peace officer engaged in the course of performing such police officer's or peace officer's official duties and when aided by two or more other persons actually present at an assembly in a public place, as such term is defined in subdivision one of section 240.00 of this part, such person causes physical injury to such police officer or peace officer.

Aggravated assault upon a police officer or a peace officer is a class B felony.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

LBD01218-01-5