STATE OF NEW YORK

535

2025-2026 Regular Sessions

IN SENATE

(Prefiled)

January 8, 2025

Introduced by Sens. MARTINS, RHOADS -- 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 removing the deadly weapon or dangerous instrument requirement from aggravated assault upon a police officer or peace 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 chapter 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 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 or peace officer's** official duties, [~~he~~] **such person** causes such injury [~~by means of a deadly weapon or dangerous instrument~~].

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

§ 2. 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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