S T A T E O F N E W Y O R K

6087

2009-2010 Regular Sessions

I N A S S E M B L Y

February 25, 2009

Introduced by M. of A. CORWIN, BURLING, ERRIGO, GIGLIO, HAYES, KOLB, WALKER -- Multi-Sponsored by -- M. of A. BACALLES, BARCLAY, CALHOUN, CASTRO, CONTE, CROUCH, DUPREY, FINCH, P. LOPEZ, McKEVITT, MOLINARO, OAKS, TEDISCO, THIELE, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to increasing the scope of assault in the second degree and aggravated harassment in the second degree to include offenses committed against school personnel

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

Section 1. Section 120.05 of the penal law is amended by adding a new subdivision 3-a to read as follows:

3-A. WITH INTENT TO CAUSE PHYSICAL INJURY TO A SCHOOL OFFICER, ADMINISTRATOR, TEACHER'S AIDE, STUDENT TEACHER OR TEACHER IN THE COURSE OF SUCH SCHOOL OFFICER, ADMINISTRATOR, TEACHER'S AIDE, STUDENT TEACHER OR TEACHER'S EMPLOYMENT, HE OR SHE CAUSES PHYSICAL INJURY TO SUCH SCHOOL OFFICER, ADMINISTRATOR, TEACHER'S AIDE, STUDENT TEACHER OR TEACHER; OR

S 2. Section 240.30 of the penal law is amended by adding a new subdivision 3-a to read as follows:

3-A. STRIKES, SHOVES, KICKS OR OTHERWISE SUBJECTS A SCHOOL OFFICER, ADMINISTRATOR, TEACHER'S AIDE, STUDENT TEACHER OR TEACHER ENGAGED IN THE COURSE OF HIS OR HER EMPLOYMENT TO PHYSICAL CONTACT, OR ATTEMPTS OR THREATENS TO DO THE SAME; OR

S 3. This act shall take effect on the first of November next succeeding 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.

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