

9196

2009-2010 Regular Sessions

I N A S S E M B L Y

October 21, 2009

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

AN ACT to amend the penal law, in relation to making assault on a judge or other courtroom personnel a class C felony

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

1 Section 1. Section 120.08 of the penal law, as added by chapter 632 of
2 the laws of 1996, is amended to read as follows:
3 S 120.08 Assault on a peace officer, police officer, fireman [or], emer-
4 gency medical services professional, JUDGE OR COURTROOM
5 PERSONNEL.
6 A person is guilty of assault on a peace officer, police officer,
7 fireman [or], emergency medical services professional, JUDGE OR COURT-
8 ROOM PERSONNEL when, with intent to prevent a peace officer, police
9 officer, a fireman, including a fireman acting as a paramedic or emer-
10 gency medical technician administering first aid in the course of
11 performance of duty as such fireman, or an emergency medical service
12 paramedic or emergency medical service technician, OR A JUDGE OR COURT-
13 ROOM PERSONNEL from performing a lawful duty, he causes serious physical
14 injury to such peace officer, police officer, fireman, paramedic [or],
15 technician, JUDGE OR COURTROOM PERSONNEL.
16 Assault on a peace officer, police officer, fireman [or], emergency
17 medical services professional, JUDGE OR COURTROOM PERSONNEL is a class C
18 felony.
19 S 2. This act shall take effect on the first of November next succeed-
20 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.

LBD14840-01-9