

10703

I N A S S E M B L Y

June 15, 2012

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Titone) --
read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to assault on district attorneys and assistant district attorneys

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

1 Section 1. Subdivision 3 of section 120.05 of the penal law, as separately amended by chapters 318 and 345 of the laws of 2010, is amended
2 to read as follows:
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4 3. With intent to prevent a peace officer, a police officer, DISTRICT
5 ATTORNEY, ASSISTANT DISTRICT ATTORNEY, registered nurse, licensed practical nurse, sanitation enforcement agent, a firefighter, including a
6 firefighter acting as a paramedic or emergency medical technician administering first aid in the course of performance of duty as such firefighter, an emergency medical service paramedic or emergency medical
7 service technician, or medical or related personnel in a hospital emergency department, a city marshal, a traffic enforcement officer or traffic enforcement agent, from performing a lawful duty, by means including
8 releasing or failing to control an animal under circumstances evincing the actor's intent that the animal obstruct the lawful activity of such
9 peace officer, police officer, DISTRICT ATTORNEY, ASSISTANT DISTRICT ATTORNEY, registered nurse, licensed practical nurse, sanitation
10 enforcement agent, firefighter, paramedic, technician, city marshal, traffic enforcement officer or traffic enforcement agent, he or she
11 causes physical injury to such peace officer, police officer, DISTRICT ATTORNEY, ASSISTANT DISTRICT ATTORNEY, registered nurse, licensed practical nurse, sanitation enforcement agent, firefighter, paramedic, technician or medical or related personnel in a hospital emergency department, city marshal, traffic enforcement officer or traffic enforcement
12 agent; or
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14 S 2. Subdivision 11 of section 120.05 of the penal law, as separately amended by chapters 318 and 345 of the laws of 2010, is amended to read
15 as follows:
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EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [] is old law to be omitted.

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1 11. With intent to cause physical injury to a train operator, ticket
2 inspector, conductor, signalperson, bus operator or station agent
3 employed by any transit agency, authority or company, public or private,
4 whose operation is authorized by New York state or any of its political
5 subdivisions, a city marshal, a traffic enforcement officer, traffic
6 enforcement agent, DISTRICT ATTORNEY, ASSISTANT DISTRICT ATTORNEY or
7 sanitation enforcement agent, registered nurse or licensed practical
8 nurse he or she causes physical injury to such train operator, ticket
9 inspector, conductor, signalperson, bus operator or station agent, city
10 marshal, traffic enforcement officer, traffic enforcement agent,
11 DISTRICT ATTORNEY, ASSISTANT DISTRICT ATTORNEY, registered nurse [or],
12 licensed practical nurse or sanitation enforcement agent, while such
13 employee is performing an assigned duty on, or directly related to, the
14 operation of a train or bus, or such city marshal, traffic enforcement
15 officer, traffic enforcement agent, DISTRICT ATTORNEY, ASSISTANT
16 DISTRICT ATTORNEY, registered nurse [or], licensed practical nurse or
17 sanitation enforcement agent is performing an assigned duty.
18 S 3. This act shall take effect on the one hundred eightieth day after
19 it shall have become a law.