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

1667

2011-2012 Regular Sessions

I N A S S E M B L Y

January 11, 2011

Introduced by M. of A. TEDISCO -- Multi-Sponsored by -- M. of A. CALHOUN, CONTE, KOLB, McKEVITT -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the offense of assault in the second degree in certain instances

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 13 to read as follows:

13. WITH INTENT TO CAUSE PHYSICAL INJURY TO ANOTHER PERSON WHO IS EMPLOYED BY A SCHOOL DISTRICT OR BOARD OF COOPERATIVE EDUCATIONAL SERVICES AND IS ENGAGED IN A POSITION REQUIRING SUPERVISION OR INSTRUCTION OF STUDENTS, SUCH PERSON CAUSES PHYSICAL INJURY TO SUCH EMPLOYEE WHETHER HE OR SHE IS OR IS NOT ENGAGED IN SUCH SUPERVISION OR INSTRUCTION AT THE TIME SUCH INJURY IS CAUSED.

S 2. 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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