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

2623--A

2013-2014 Regular Sessions

I N A S S E M B L Y

January 17, 2013

Introduced by M. of A. GABRYSZAK, SCHIMMINGER, CERETTO, GRAF, RAIA, GUNTHER, BROOK-KRASNY, CLARK, SWEENEY, GIBSON, JAFFEE, WEPRIN, PERRY, MAISEL, McLAUGHLIN, WALTER, McDONOUGH, CROUCH, CORWIN, KOLB, GIGLIO, KATZ, SALADINO, FINCH, ROBERTS, KEARNS, TENNEY, RYAN, GOODELL, TEDISCO, DIPIETRO, COLTON, SEPULVEDA, ROSA -- Multi-Sponsored by -- M. of A. BARCLAY, BOYLAND, CURRAN, DUPREY, GALEF, GLICK, HAWLEY, HIKIND, JACOBS, LAVINE, LUPARDO, MAGEE, MARKEY, McKEVITT, ORTIZ, PALMESANO, PEOPLES-STOKES, RA, RUSSELL, SCHIMEL, SIMANOWITZ, STEVENSON, THIELE, WEISENBERG -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to assault of a child

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

Section 1. This act shall be known and may be cited as "Jay J's law".

S 2. Section 120.12 of the penal law, as added by chapter 477 of the laws of 1990, is amended to read as follows:

S 120.12 Aggravated assault upon a person less than eleven years old.

A person is guilty of aggravated assault upon a person less than eleven years old when being eighteen years old or more the defendant commits the crime of assault in the third degree as defined in section 120.00 of this article upon a person less than eleven years old and has been previously convicted of such crime upon a person less than eleven years old within the preceding [three] TEN years.

Aggravated assault upon a person less than eleven years old is a class E felony.

S 3. 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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