

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:

1     Section 1. This act shall be known and may be cited as "Jay J's law".  
2     S 2. Section 120.12 of the penal law, as added by chapter 477 of the  
3 laws of 1990, is amended to read as follows:  
4 S 120.12 Aggravated assault upon a person less than eleven years old.  
5     A person is guilty of aggravated assault upon a person less than eleven  
6 years old when being eighteen years old or more the defendant commits  
7 the crime of assault in the third degree as defined in section 120.00 of  
8 this article upon a person less than eleven years old and has been  
9 previously convicted of such crime upon a person less than eleven years  
10 old within the preceding [three] TEN years.  
11     Aggravated assault upon a person less than eleven years old is a class  
12 E felony.  
13     S 3. This act shall take effect immediately.

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD02438-08-3