

6895

I N S E N A T E

March 27, 2014

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to deeming assault on a station customer assistant, maintainer, cleaner or janitor while in performance of their assigned duties to be assault in the second degree

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

1 Section 1. Subdivision 11 of section 120.05 of the penal law, as
2 amended by chapter 259 of the laws of 2013, is amended to read as
3 follows:
4 11. With intent to cause physical injury to a train operator, ticket
5 inspector, conductor, signalperson, bus operator [or], station agent,
6 STATION CUSTOMER ASSISTANT, MAINTAINER, CLEANER, OR JANITOR employed by
7 any transit agency, authority or company, public or private, whose oper-
8 ation is authorized by New York state or any of its political subdivi-
9 sions, a city marshal, a traffic enforcement officer, traffic enforce-
10 ment agent, prosecutor as defined in subdivision thirty-one of section
11 1.20 of the criminal procedure law, sanitation enforcement agent, New
12 York city sanitation worker, registered nurse or licensed practical
13 nurse he or she causes physical injury to such train operator, ticket
14 inspector, conductor, signalperson, bus operator [or], station agent,
15 STATION CUSTOMER ASSISTANT, MAINTAINER, CLEANER, OR JANITOR, city
16 marshal, traffic enforcement officer, traffic enforcement agent, prose-
17 cutor as defined in subdivision thirty-one of section 1.20 of the crimi-
18 nal procedure law, registered nurse, licensed practical nurse, sanita-
19 tion enforcement agent or New York city sanitation worker, while such
20 employee is performing an assigned duty on, or directly related to, the
21 operation of a train or bus, INCLUDING THE MAINTENANCE OF A TRAIN OR BUS
22 STATION OR TERMINAL, or such city marshal, traffic enforcement officer,
23 traffic enforcement agent, prosecutor as defined in subdivision thirty-
24 one of section 1.20 of the criminal procedure law, registered nurse,
25 licensed practical nurse, sanitation enforcement agent or New York city
26 sanitation worker, is performing an assigned duty.
27 S 2. This act shall take effect on the one hundred eightieth day after
28 it shall have become a law.

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

LBD14552-01-4