

10048

I N   A S S E M B L Y

May 6, 2016

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Introduced by M. of A. RICHARDSON -- read once and referred to the  
Committee on Codes

AN ACT to amend the penal law, in relation to assaults upon station  
cleaners and terminal cleaners

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

1     Section 1. Subdivision 11 of section 120.05 of the penal law, as  
2     amended by chapter 487 of the laws of 2015, 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     employed by any transit agency, STATION CLEANER OR TERMINAL CLEANER,  
7     authority or company, public or private, whose operation is authorized  
8     by New York state or any of its political subdivisions, a city marshal,  
9     a school crossing guard appointed pursuant to section two hundred  
10    eight-a of the general municipal law, a traffic enforcement officer,  
11    traffic enforcement agent, STATION CLEANER OR TERMINAL CLEANER, prosecu-  
12    tor as defined in subdivision thirty-one of section 1.20 of the criminal  
13    procedure law, sanitation enforcement agent, New York city sanitation  
14    worker, registered nurse, licensed practical nurse, emergency medical  
15    service paramedic, or emergency medical service technician, he or she  
16    causes physical injury to such train operator, ticket inspector, conduc-  
17    tor, signalperson, bus operator or station agent, city marshal, school  
18    crossing guard appointed pursuant to section two hundred eight-a of the  
19    general municipal law, traffic enforcement officer, traffic enforcement  
20    agent, prosecutor as defined in subdivision thirty-one of section 1.20  
21    of the criminal procedure law, registered nurse, licensed practical  
22    nurse, sanitation enforcement agent, New York city sanitation worker,  
23    emergency medical service paramedic, or emergency medical service tech-  
24    nician, while such employee is performing an assigned duty on, or  
25    directly related to, the operation of a train or bus, or such city  
26    marshal, school crossing guard, traffic enforcement officer, traffic  
27    enforcement agent, prosecutor as defined in subdivision thirty-one of  
28    section 1.20 of the criminal procedure law, registered nurse, licensed

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

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1 practical nurse, sanitation enforcement agent, New York city sanitation  
2 worker, emergency medical service paramedic, or emergency medical  
3 service technician is performing an assigned duty.

4 S 2. Subdivision 11 of section 120.05 of the penal law, as separately  
5 amended by chapter 472 and 487 of the laws of 2015, is amended to read  
6 as follows:

7 11. With intent to cause physical injury to a train operator, ticket  
8 inspector, conductor, signalperson, bus operator or station agent  
9 employed by any transit agency, STATION CLEANER OR TERMINAL CLEANER,  
10 authority or company, public or private, whose operation is authorized  
11 by New York state or any of its political subdivisions, a city marshal,  
12 a school crossing guard appointed pursuant to section two hundred  
13 eight-a of the general municipal law, a traffic enforcement officer,  
14 traffic enforcement agent, prosecutor as defined in subdivision thirty-  
15 one of section 1.20 of the criminal procedure law, sanitation enforce-  
16 ment agent, New York city sanitation worker, public health sanitarian,  
17 New York city public health sanitarian, registered nurse, licensed prac-  
18 tical nurse, emergency medical service paramedic, or emergency medical  
19 service technician, he or she causes physical injury to such train  
20 operator, ticket inspector, conductor, signalperson, bus operator or  
21 station agent, city marshal, school crossing guard appointed pursuant to  
22 section two hundred eight-a of the general municipal law, traffic  
23 enforcement officer, traffic enforcement agent, STATION CLEANER OR  
24 TERMINAL CLEANER, prosecutor as defined in subdivision thirty-one of  
25 section 1.20 of the criminal procedure law, registered nurse, licensed  
26 practical nurse, public health sanitarian, New York city public health  
27 sanitarian, sanitation enforcement agent, New York city sanitation work-  
28 er, emergency medical service paramedic, or emergency medical service  
29 technician, while such employee is performing an assigned duty on, or  
30 directly related to, the operation of a train or bus, or such city  
31 marshal, school crossing guard, traffic enforcement officer, traffic  
32 enforcement agent, prosecutor as defined in subdivision thirty-one of  
33 section 1.20 of the criminal procedure law, registered nurse, licensed  
34 practical nurse, public health sanitarian, New York city public health  
35 sanitarian, sanitation enforcement agent, New York city sanitation work-  
36 er, emergency medical service paramedic, or emergency medical service  
37 technician is performing an assigned duty.

38 S 3. This act shall take effect on the first of November next succeed-  
39 ing the date upon which it shall have become a law; provided, however,  
40 if chapter 472 of the laws of 2015 shall not have taken effect on or  
41 before such date then section two of this act shall take effect on the  
42 same date and in the same manner as such chapter of the laws of 2015,  
43 takes effect.