

10048--A

I N A S S E M B L Y

May 6, 2016

Introduced by M. of A. RICHARDSON -- 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 assaults upon station cleaners and terminal cleaners

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 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

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

LBD10192-05-6

1 section 1.20 of the criminal procedure law, registered nurse, licensed
2 practical nurse, sanitation enforcement agent, New York city sanitation
3 worker, emergency medical service paramedic, or emergency medical
4 service technician is performing an assigned duty.

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

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

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