

5171

2015-2016 Regular Sessions

I N A S S E M B L Y

February 12, 2015

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

AN ACT to amend the penal law, in relation to establishing the felony
offenses of aggravated assault and manslaughter in the third degree

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

1 Section 1. Short title. This act shall be known and may be cited as
2 "Ildefonso Romero's law".

3 S 2. The penal law is amended by adding a new section 120.00-a to read
4 as follows:

5 S 120.00-A AGGRAVATED ASSAULT.

6 A PERSON IS GUILTY OF AGGRAVATED ASSAULT WHEN:

7 1. WITH INTENT TO CAUSE PHYSICAL INJURY TO ANOTHER PERSON, HE OR SHE
8 CAUSES SERIOUS PHYSICAL INJURY TO SUCH PERSON OR TO A THIRD PERSON; OR

9 2. HE OR SHE RECKLESSLY CAUSES SERIOUS PHYSICAL INJURY TO ANOTHER
10 PERSON; OR

11 3. WITH CRIMINAL NEGLIGENCE, HE OR SHE CAUSES SERIOUS PHYSICAL INJURY
12 TO ANOTHER PERSON BY MEANS OF A DEADLY WEAPON OR A DANGEROUS INSTRUMENT.
13 AGGRAVATED ASSAULT IS A CLASS E FELONY.

14 S 3. The penal law is amended by adding a new section 125.14-a to read
15 as follows:

16 S 125.14-A MANSLAUGHTER IN THE THIRD DEGREE.

17 A PERSON IS GUILTY OF MANSLAUGHTER IN THE THIRD DEGREE WHEN, WITH
18 INTENT TO CAUSE PHYSICAL INJURY TO ANOTHER PERSON, HE OR SHE CAUSES THE
19 DEATH OF SUCH PERSON OR OF A THIRD PERSON.

20 MANSLAUGHTER IN THE THIRD DEGREE IS A CLASS D FELONY.

21 S 4. This act shall take effect on the first of November next succeed-
22 ing the date on which it shall have become a law.

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

LBD05905-01-5