

6248

2015-2016 Regular Sessions

I N   A S S E M B L Y

March 18, 2015

---

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

AN ACT to amend the penal law, in relation to intentional physical injuries to a police officer

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

1     Section 1. Section 120.05 of the penal law is amended by adding a new  
2     subdivision 13 to read as follows:  
3     13. WITH THE INTENT TO CAUSE PHYSICAL INJURY TO A SPECIFIC POLICE  
4     OFFICER, AS POLICE OFFICER IS DEFINED PURSUANT TO SUBDIVISION  
5     THIRTY-FOUR OF SECTION 1.20 OF THE CRIMINAL PROCEDURE LAW, DUE TO A  
6     BELIEF OR PERCEPTION REGARDING SUCH POLICE OFFICER'S INVOLVEMENT IN A  
7     PREVIOUS ARREST OF SUCH PERSON, HE OR SHE CAUSES SUCH INJURY TO SUCH  
8     POLICE OFFICER OR A THIRD PERSON.  
9     S 2. Subdivision 4 of section 120.10 of the penal law, as amended by  
10    chapter 791 of the laws of 1967, is amended and a new subdivision 5 is  
11    added to read as follows:  
12    4. In the course of and in furtherance of the commission or attempted  
13    commission of a felony or of immediate flight therefrom, he, or another  
14    participant if there be any, causes serious physical injury to a person  
15    other than one of the participants[.]; OR  
16    5. WITH INTENT TO CAUSE SERIOUS PHYSICAL INJURY TO A SPECIFIC POLICE  
17    OFFICER, AS POLICE OFFICER IS DEFINED PURSUANT TO SUBDIVISION  
18    THIRTY-FOUR OF SECTION 1.20 OF THE CRIMINAL PROCEDURE LAW, DUE TO A  
19    BELIEF OR PERCEPTION REGARDING SUCH POLICE OFFICER'S INVOLVEMENT IN A  
20    PREVIOUS ARREST OF SUCH PERSON, HE OR SHE CAUSES SUCH INJURY TO SUCH  
21    POLICE OFFICER OR TO A THIRD PERSON.  
22    S 3. This act shall take effect on the ninetieth day after it shall  
23    have become a law.

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

LBD08630-01-5