

3178

2015-2016 Regular Sessions

I N S E N A T E

February 3, 2015

Introduced by Sen. KLEIN -- 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 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 ASSEMBLY, 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.

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