

4260

2015-2016 Regular Sessions

I N S E N A T E

March 11, 2015

Introduced by Sen. AVELLA -- 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 crime of
aggravated resisting arrest

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

1 Section 1. The penal law is amended by adding a new section 205.35 to
2 read as follows:
3 S 205.35 AGGRAVATED RESISTING ARREST.
4 A PERSON IS GUILTY OF AGGRAVATED RESISTING ARREST WHEN HE OR SHE
5 COMMITS THE CRIME OF RESISTING ARREST PURSUANT TO SECTION 205.30 AND HAS
6 PREVIOUSLY BEEN CONVICTED OF SUCH CRIME TWO PRIOR TIMES WITHIN A TEN
7 YEAR PERIOD.
8 AGGRAVATED RESISTING ARREST IS A CLASS E FELONY.
9 S 2. This act shall take effect on the first of November next succeed-
10 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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