STATE OF NEW YORK

1945

2017-2018 Regular Sessions

IN ASSEMBLY

January 17, 2017

Introduced by M. of A. SEPULVEDA, COLTON, WALKER, HOOPER, RAIA, PALMESANO -- Multi-Sponsored by -- M. of A. BARCLAY, ENGLEBRIGHT, MAGEE, McDONOUGH, McKEVITT, PALUMBO -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the felony offense of aggravated assault

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

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

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

§ 120.00-a Aggravated assault.

A person is guilty of aggravated assault when:

1. With intent to cause physical injury to another person, he or she causes serious physical injury or death to such person or to a third person; or

2. He or she recklessly causes serious physical injury or death to another person; or

3. With criminal negligence, he or she causes serious physical injury or death to another person by means of a deadly weapon or a dangerous instrument.

Aggravated assault is a class E felony.

§ 3. This act shall take effect on the first of November next succeeding 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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