

# STATE OF NEW YORK

---

5340

2017-2018 Regular Sessions

## IN ASSEMBLY

February 8, 2017

---

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 assault in the third degree

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

1 Section 1. Subdivision 3 of section 120.00 of the penal law is renum-  
2 bered subdivision 4, and a new subdivision 3 is added to read as  
3 follows:

4 3. He or she causes physical injury to an operator, driver, or passen-  
5 ger on a bus, taxicab, aerial tramway, subway, or other motor vehicle,  
6 used for the transportation of persons for hire, or to a school bus  
7 driver, a station agent or ticket agent for the entity providing the  
8 transportation, and he or she knows or reasonably should know that the  
9 victim, in the case of an operator, driver, or agent, is engaged in the  
10 performance of his or her duties, or is a passenger; or

11 § 2. This act shall take effect immediately.

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

LBD09710-01-7