

STATE OF NEW YORK

7494

2017-2018 Regular Sessions

IN ASSEMBLY

April 27, 2017

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

AN ACT to amend the penal law, in relation to the offense of assault on
a teacher

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

Section 1. The penal law is amended by adding a new section 120.00-a
to read as follows:

§ 120.00-a Assault on a teacher.

A person is guilty of assault on a teacher when, with intent to cause
physical injury to a teacher, he or she causes such injury to such
teacher while upon school grounds as defined in subdivision fourteen of
section 220.00 of this part.

Assault on a teacher is a class E felony.

§ 2. Subdivision 10 of section 120.05 of the penal law, as amended by
chapter 268 of the laws of 2016, is amended to read as follows:

10. Acting at a place the person knows, or reasonably should know, is
on school grounds and with intent to cause physical injury, he or she[+

~~(a) causes such injury to an employee of a school or public school
district, or~~

~~(b)]~~, not being a student of such school or public school district,
causes physical injury to another, and such other person is a student of
such school who is attending or present for educational purposes. For
purposes of this subdivision the term "school grounds" shall have the
meaning set forth in subdivision fourteen of section 220.00 of this
[chapter] part; or

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

LBD10761-04-7