

STATE OF NEW YORK

6575

2021-2022 Regular Sessions

IN ASSEMBLY

March 19, 2021

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

AN ACT to amend the penal law, in relation to the classification of
certain crimes relating to assaults on police officers

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

- 1 Section 1. The closing paragraph of section 120.05 of the penal law is
2 amended to read as follows:
3 Assault in the second degree is a class D felony; provided, however,
4 assault in the second degree as defined in subdivision three of this
5 section is a class C felony.
6 § 2. The closing paragraph of section 120.08 of the penal law, as
7 amended by chapter 476 of the laws of 2018, is amended to read as
8 follows:
9 Assault on a peace officer, police officer, firefighter or emergency
10 medical services professional is a class [C] B felony.
11 § 3. The closing paragraph of section 120.11 of the penal law, as
12 amended by chapter 283 of the laws of 1993, is amended to read as
13 follows:
14 Aggravated assault upon a police officer or a peace officer is a class
15 [B] A felony.
16 § 4. This act shall take effect immediately.

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

LBD00848-01-1