

# STATE OF NEW YORK

8687

## IN ASSEMBLY

January 10, 2022

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

AN ACT to amend the penal law, in relation to creating the crime of aggravated harassment of a survivor of domestic violence or sexual assault

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

1 Section 1. The penal law is amended by adding a new section 240.33 to  
2 read as follows:

3 § 240.33 Aggravated harassment of a survivor of domestic violence or  
4 sexual assault.

5 A person is guilty of aggravated harassment of a survivor of domestic  
6 violence or sexual assault when he or she commits the crime of aggra-  
7 vated harassment in the second degree as defined by subdivision one of  
8 section 240.30 of this article with a belief or perception that such  
9 person is the victim of or is a survivor of domestic violence or sexual  
10 assault.

11 Aggravated harassment of a survivor of domestic violence or sexual  
12 assault is a class E felony.

13 § 2. This act shall take effect on the first of November next succeed-  
14 ing the date upon 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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