# STATE OF NEW YORK

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7405

2021-2022 Regular Sessions

# IN SENATE

September 29, 2021
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Introduced by Sen. KRUEGER -- read twice and ordered printed, and when
  printed to be committed to the Committee on Rules

AN ACT to amend the penal law, in relation to expanding the offense of
  assault in the second degree to include the causing of injury to a
  frontline employee enforcing a city or state rule or regulation
  related to controlling the spread of communicable diseases

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

1    Section 1. Legislative intent. The purpose of this act is to provide
2  additional protection to the frontline employees who have been deputized
3  by the state and by local governments to enforce the various rules and
4  regulations surrounding controlling the spread of communicable diseases.
5  State and local governments have instituted various policies such as
6  requiring the wearing of personal protective equipment and requiring
7  patrons to show proof of vaccination against COVID-19. They have left
8  enforcement of such policies up to local restaurants, venue employees,
9  bus drivers, teachers and other frontline employees. Recent attacks on
10  restaurant employees have shown that due to the politicized nature of
11  these public health policies, we must provide additional protection to
12  frontline employees who are charged with enforcing the various rules and
13  regulations put forth to reduce the spread of communicable diseases.
14    § 2. Section 120.05 of the penal law is amended by adding a new subdi-
15  vision 15 to read as follows:
16    *15. With intent to prevent or obstruct any frontline employee from
17  enforcing any city or state rule or regulation related to controlling
18  the spread of communicable diseases, he or she causes physical injury to
19  such frontline employee.*
20    § 3. This act shall take effect immediately.


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