STATE OF NEW YORK

2561

2021-2022 Regular Sessions

IN SENATE

January 21, 2021

Introduced by Sens. JORDAN, AKSHAR, BORRELLO, BOYLE, GALLIVAN, GRIFFO, HELMING, LANZA, O'MARA, ORTT, RITCHIE, SERINO, TEDISCO -- read twice and ordered printed, and when printed to be committed 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 Assembly, do enact as follows:

Section 1. The closing paragraph of section 120.05 of the penal law is amended to read as follows:

Assault in the second degree is a class D felony**; provided, however, assault in the second degree as defined in subdivision three of this section is a class C felony**.

§ 2. The closing paragraph of section 120.08 of the penal law, as amended by chapter 476 of the laws of 2018, is amended to read as follows:

Assault on a peace officer, police officer, firefighter or emergency medical services professional is a class [~~C~~] **B** felony.

§ 3. The closing paragraph of section 120.11 of the penal law, as amended by chapter 283 of the laws of 1993, is amended to read as follows:

Aggravated assault upon a police officer or a peace officer is a class [~~B~~] **A** felony.

§ 4. This act shall take effect immediately.

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

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