

STATE OF NEW YORK

4759

2023-2024 Regular Sessions

IN SENATE

February 14, 2023

Introduced by Sen. LANZA -- 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 establishing the class C felony of assault of a patient in a mental health or developmental disability facility

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 120.05-a
2 to read as follows:

3 § 120.05-a Assault of a patient in a mental health or developmental
4 disability facility.

5 A person is guilty of assault of a patient in a mental health or
6 developmental disability facility when with intent to cause physical
7 injury to a patient residing in a facility operated, licensed or certi-
8 fied by the office of mental health or the office for people with devel-
9 opmental disabilities, he or she causes such injury to such person.

10 Assault of a patient in a mental health or developmental disability
11 facility is a class C felony.

12 § 2. This act shall take effect on the first of November next succeed-
13 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.

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