STATE OF NEW YORK

4122

2023-2024 Regular Sessions

IN SENATE

February 3, 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 making conviction of assault of a social worker a felony

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

Section 1. Section 120.08 of the penal law, as amended by chapter 476 of the laws of 2018, is amended to read as follows:

§ 120.08 Assault on a peace officer, police officer, firefighter [~~or~~], emergency medical services professional **or social worker**.

A person is guilty of assault on a peace officer, police officer, firefighter [~~or~~], emergency medical services professional **or social worker** when, with intent to prevent a peace officer, police officer, a firefighter, including a firefighter acting as a paramedic or emergency medical technician administering first aid in the course of performance of duty as such firefighter, [~~or~~] an emergency medical service paramedic or emergency medical service technician[~~,~~] **or social worker** from performing a lawful duty, he or she causes serious physical injury to such peace officer, police officer, firefighter, paramedic [~~or~~], technician **or social worker**.

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

§ 2. This act shall take effect on the first of November next succeeding 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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