STATE OF NEW YORK

8539

IN SENATE

February 12, 2024

Introduced by Sen. SCARCELLA-SPANTON -- 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 categorizing the assault of certain employees of the New York city department of buildings or the New York city department of housing preservation and development as a class D felony

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

Section 1. Section 120.05 of the penal law is amended by adding two new subdivisions 3-d and 11-d to read as follows:

3-d. With intent to prevent an employee of the New York city department of buildings or the New York city department of housing preservation and development in the titles construction inspector, housing inspector, associate housing inspector level I and level II, elevator inspector, associate elevator inspector, plumbing inspector, boiler inspector, low-pressure boiler inspector, hoist and rigging inspector, or inspector multi-discipline, from performing his or her lawful duties he or she causes physical injury to such employee; or

11-d. With intent to cause physical injury to an employee of the New York city department of buildings or the New York city department of housing preservation and development in the titles construction inspector, housing inspector, associate housing inspector level I and level II, elevator inspector, associate elevator inspector, plumbing inspector, boiler inspector, low-pressure boiler inspector, hoist and rigging inspector, or inspector multi-discipline, performing his or her lawful duties he or she causes physical injury to such employee; or

§ 2. This act shall take effect immediately.

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

LBD13428-01-3