

# STATE OF NEW YORK

2118

2025-2026 Regular Sessions

## IN SENATE

January 15, 2025

Introduced by Sen. FAHY -- 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 an individual responsible for local parking enforcement as a class D felony

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

1 Section 1. Subdivision 14 of section 120.05 of the penal law, as added  
2 by chapter 268 of the laws of 2016, is amended and a new subdivision 15  
3 is added to read as follows:

4 14. With intent to prevent or obstruct a process server, as defined in  
5 section eighty-nine-t of the general business law, from performing a  
6 lawful duty pursuant to article three of the civil practice law and  
7 rules, or intentionally, as retaliation against such a process server  
8 for the performance of the process server's duties pursuant to such  
9 article, including by means of releasing or failing to control an animal  
10 evincing the actor's intent that the animal prevent or obstruct the  
11 lawful duty of the process server or as retaliation against the process  
12 server, [~~he or she~~] such actor causes physical injury to such process  
13 server[~~+~~]; or

14 15. With intent to cause physical injury, such person causes such  
15 injury to an individual whose duties include the enforcement of local  
16 parking laws, ordinances and/or regulations, while such individual is  
17 performing their lawful duties under such position.

18 § 2. This act shall take effect on the first of November next succeed-  
19 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.

LBD05080-01-5