

STATE OF NEW YORK

7039

2025-2026 Regular Sessions

IN SENATE

March 31, 2025

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, such person 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.

LBD11321-01-5