STATE OF NEW YORK

3274

2025-2026 Regular Sessions

IN ASSEMBLY

January 27, 2025

Introduced by M. of A. SMITH, DeSTEFANO, MIKULIN, MILLER, MORINELLO, ANGELINO, TANNOUSIS, HAWLEY, BRABENEC, PALMESANO -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the crime of aggravated assault upon a police officer or a peace officer

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

Section 1. Section 120.11 of the penal law, as amended by chapter 283 of the laws of 1993, is amended to read as follows:

§ 120.11 Aggravated assault upon a police officer or a peace officer.

A person is guilty of aggravated assault upon a police officer or a peace officer when, with intent to cause serious physical injury to a person whom [~~he~~] such person knows or reasonably should know to be a police officer or a peace officer engaged in the course of performing [~~his~~] their official duties, [~~he~~] such person causes such injury [~~by means of a deadly weapon or dangerous instrument~~].

Aggravated assault upon a police officer or a peace officer is a class B felony.

§ 2. This act shall take effect on the ninetieth day after 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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