

STATE OF NEW YORK

6836

2025-2026 Regular Sessions

IN SENATE

March 25, 2025

Introduced by Sen. ROLISON -- 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 the crime of aggravated criminal contempt

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

1 Section 1. Section 215.52 of the penal law, as amended by chapter 350
2 of the laws of 2006, is amended to read as follows:

3 § 215.52 Aggravated criminal contempt.

4 A person is guilty of aggravated criminal contempt when:

5 1. in violation of a duly served order of protection, or such order of
6 which the defendant has actual knowledge because [~~he or she~~] the defend-
7 ant was present in court when such order was issued, or an order of
8 protection issued by a court of competent jurisdiction in another state,
9 territorial or tribal jurisdiction, [~~he or she~~] the defendant inten-
10 tionally or recklessly causes physical injury or serious physical injury
11 to a person for whose protection such order was issued; or

12 2. [~~he or she~~] the defendant commits the crime of criminal contempt in
13 the first degree as defined in subdivision (b) or (d) of section 215.51
14 of this article and has been previously convicted of the crime of aggra-
15 vated criminal contempt; or

16 3. [~~he or she~~] the defendant commits the crime of criminal contempt in
17 the first degree, as defined in paragraph (i), (ii), (iii), (v) or (vi)
18 of subdivision (b) or subdivision (c) of section 215.51 of this article,
19 and has been previously convicted of the crime of criminal contempt in
20 the first degree, as defined in such subdivision (b), (c) or (d) of
21 section 215.51 of this article, within the preceding five years; or

22 4. the defendant commits the crime of criminal contempt in the second
23 degree as defined in subdivision three of section 215.50 of this article
24 while confined in a correctional facility or local correctional facili-

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

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1 ty, as defined in subdivision three of section forty of the correction
2 law.

3 Aggravated criminal contempt is a class D felony.

4 § 2. Section 70.25 of the penal law is amended by adding a new subdi-
5 vision 2-h to read as follows:

6 2-h. When a person is convicted of aggravated criminal contempt in
7 violation of subdivision four of section 215.52 of this chapter, commit-
8 ted after arraignment but prior to the imposition of sentence on a pend-
9 ing felony charge, and if an indeterminate or determinate sentence of
10 imprisonment is imposed in each case, such sentences shall run consec-
11 utively.

12 § 3. This act shall take effect immediately.