**BILL TEXT:**

**STATE OF NEW YORK**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

2322

2011-2012 Regular Sessions

**IN SENATE**

January 18, 2011

\_\_\_\_\_\_\_\_\_\_\_

Introduced by Sens. GRIFFO, DeFRANCISCO, LARKIN, MAZIARZ, RANZENHOFER,

SEWARD -- 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 aggravated harassment of

peace officers or police officers

**The People of the State of New York, represented in Senate and Assem-**

**bly, do enact as follows:**

1 Section 1. The penal law is amended by adding a new section 240.33 to

2 read as follows:

3 **§ 240.33 Aggravated harassment of a police officer or peace officer.**

4 **A person is guilty of aggravated harassment of a police officer or**

5 **peace officer when, with the intent to harass, annoy, threaten or alarm**

6 **a person whom he or she knows or reasonably should know to be a police**

7 **officer or peace officer engaged in the course of performing his or her**

8 **official duties, he or she strikes, shoves, kicks or otherwise subjects**

9 **such person to physical contact.**

10 **Aggravated harassment of a police officer or peace officer is a class**

11 **E 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.

LBD01673-01-1

**SPONSORS MEMO:**

**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S2322

**SPONSOR:** GRIFFO

**TITLE OF BILL**:

An act to amend the penal law, in relation to aggravated harassment of

peace officers or police officers

**PURPOSE**:

To establish the crime of aggravated harassment of a police officer or

peace officer and make such crime a class E felony.

**SUMMARY OF PROVISIONS**:

The penal law is amended by adding a new section240.33 establishing the

crime of aggravated harassment of a police officer or peace officer.

Section two is the effective date.

**JUSTIFICATION**:

Police officers all across this state put their lives on the line every

day to protect the people of New York. New York State must establish

laws and toughen existing laws that protect the police from becoming

victims of criminals. Far too many law enforcement officers are being

harassed, injured, even killed while honoring their commitment to

protect and serve this state. The Legislature has a responsibility to do

everything we can to protect our brave heroes, our police officers, from

violent criminals. This legislation contributes to that premise.

**LEGISLATIVE HISTORY**:

2009-10: A.1068 - Referred to Assembly Codes Cmte.

**FISCAL IMPLICATIONS**:

None.

**EFFECTIVE DATE**:

This act shall take effect on the first of November next succeeding the

date on which it shall have become a law.

**S2322** GRIFFO Same as [A 8099](JAVASCRIPT:getselect(%22BSTFRAME%22,%22SPECIAL%22,%222011%22,%22BILLA08099%22)) Magee   
Penal Law  
TITLE....Establishes the crime of aggravated harassment of a police officer or peace officer

|  |  |  |
| --- | --- | --- |
|  |  |  |
| 01/18/11 | REFERRED TO CODES |  |
| 05/10/11 | 1ST REPORT CAL.559 |  |
| 05/11/11 | 2ND REPORT CAL. |  |
| 05/16/11 | ADVANCED TO THIRD READING |  |
| 05/23/11 | PASSED SENATE |  |
| 05/23/11 | DELIVERED TO ASSEMBLY |  |
| 05/23/11 | referred to codes |  |
| 01/04/12 | died in assembly |  |
| 01/04/12 | returned to senate |  |
| 01/04/12 | REFERRED TO CODES |  |
| 03/20/12 | 1ST REPORT CAL.418 |  |
| 03/21/12 | 2ND REPORT CAL. |  |
| 03/22/12 | ADVANCED TO THIRD READING |  |
| 03/29/12 | PASSED SENATE |  |
| 03/29/12 | DELIVERED TO ASSEMBLY |  |
| 03/30/12 | referred to codes |  |