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harassment 2nd degree Violation - Intent to harass, annoy or alarm another person

No Injuries in Harassment

Physical Contact harassment - Strikes, shoves, kicks or attempts or threatens to do the same

Annoying by following harassment sub2 - Follows a person in or about a public place

Intent to annoy

Ex:

Mery had an argument with sofia she then follows sofia after school to a department store and follows her throughout the whole store.

Annoying conduct Generally harassment sub 3 - Engages in a course of conduct or repeatedly commits acts or seriously annoy others no serve legitimate purpose

Ex:

John walks to school and passes by a certain house every night and rattles the garbage cans in front of the house to annoy the old people because he doesn't like them

Verbal harassment of a peace officer - Verbal comments and insults are free speech. Unless these comments constitute a physical threat they are protected by the 1 amendment

When can you arrest a perpetrator? - Only when they repeatedly follow you or by physical contact

Harassment Misdemeanor - With intent to harass, annoy or alarm another person

What are the 3 R's? - Repeatedly annoy by following them in public place or places

Repeatedly engages in annoying conduct places a person in reasonable fear of physical injury

Repeatedly commits act

Aggravated harassment 2nd degree misdemeanor - Minor harassment by Mail, Telephone any other form of written communication likely to cause annoyance or alarm

Physical contact aggravated - Strikes, shoves, kicks or attempt or threaten because of beliefs or perception regarding race, color, nationality or gender " Bias "

Previous Conviction aggravated harassment - commits the crime of Harassment 1st of the crime of Harassment 1st Degree within the previous ten years.

Ex:

Bill has been following his ex-girlfriend Karen for over a month. On this particular evening, Bill follows Karen down the block and threatens to punch her in the face. At the stationhouse, you discover Bill was convicted of this same crime five years ago.

Aggravated Harassment 1st Degree Felony - when, with person intent harass, annoy, threaten or alarm another person, because of a belief or perception regarding such person's race, color, national origin etc

Ex:

Joe, intending to annoy Father Malone because he is a Catholic, throws a brick through the stained glass window of the church, causing \$350 damage.

Commits Aggravated Harassment 2nd Degree - "physical contact"

Has been previously convicted of physical contact at any time in the past

Aggravated Harassment 1st Degree - Has been previously convicted within the past ten years

Ex:

Etches, paints, draws upon or otherwise places a drawing on any building or other real property, public place owned by any person with out permissions

Or

Sets on fire cross public view

Reckless Endangerment- Misdemeanor - Endangerment recklessly engages in conduct which creates a substantial risk of serious physical injury to another person.

A person that act recklessly when he is AWARE of and consciously disregards a substantial and unjustifiable risk.

Reckless Endangerment-Felony - Recklessly engaging in conduct showing a depraved indifference to human life creates a grave risk of death to another

# Nypd School Safety Study Guide

**David Kirk**



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