S T A T E O F N E W Y O R K

2551

2009-2010 Regular Sessions

I N A S S E M B L Y

January 20, 2009

Introduced by M. of A. GANTT -- Multi-Sponsored by -- M. of A. PAULIN -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to criminal impersonation of a certified first responder, an emergency medical technician, an advanced emergency medical technician, or a firefighter

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 190.25 of the penal law is amended by adding a new subdivision 5 to read as follows:

5. PRETENDS TO BE A POLICE OFFICER, CERTIFIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN, ADVANCED EMERGENCY MEDICAL TECHNICIAN, OR FIREFIGHTER WITHOUT ANY ACTUAL OR IMPLIED AUTHORITY TO DO SO.

S 2. Subdivision 1 of section 190.26 of the penal law, as amended by chapter 434 of the laws of 2008, is amended to read as follows:

1. Pretends to be a police officer [or a], federal law enforcement officer as enumerated in section 2.15 of the criminal procedure law, CERTIFIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN, ADVANCED EMERGENCY MEDICAL TECHNICIAN OR FIREFIGHTER, or wears or displays without authority, any uniform, badge or other insignia or facsimile thereof, by which such police officer [or], federal law enforcement officer, CERTIFIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN, ADVANCED EMERGENCY MEDICAL TECHNICIAN OR FIREFIGHTER is lawfully distinguished; or expresses by his or her words or actions that he or she is acting with the approval or authority of any police department or acting as a federal law enforcement officer with the approval of any agency that employs federal law enforcement officers as enumerated in section 2.15 of the criminal procedure law; and

S 3. This act shall take effect on the first of November next succeeding 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.

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