

3672

2009-2010 Regular Sessions

I N   S E N A T E

March 27, 2009

---

Introduced by Sens. FLANAGAN, MORAHAN, RANZENHOFER, VOLKER -- read twice  
and ordered printed, and when printed to be committed to the Committee  
on Cultural Affairs, Tourism, Parks and Recreation

AN ACT to amend the navigation law, in relation to obedience to law  
enforcement vessels

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

1     Section 1. The navigation law is amended by adding a new section 201-a  
2     to read as follows:  
3     S 201-A. OBEDIENCE TO LAW ENFORCEMENT VESSELS DISPLAYING A FLASHING,  
4     REVOLVING, OR OSCILLATING BLUE LIGHT. 1. ANY PERSON OPERATING A VESSEL  
5     WHO IS APPROACHING, OVERTAKING, BEING APPROACHED, OR BEING OVERTAKEN BY  
6     A LAW ENFORCEMENT VESSEL USING AUDIBLE SIGNAL DEVICE OR FLASHING BLUE  
7     LIGHT, OR ANY VESSEL APPROACHING A STATIONARY LAW ENFORCEMENT VESSEL  
8     DISPLAYING FLASHING BLUE LIGHTS: (A) SHALL IMMEDIATELY SLOW TO A SPEED  
9     SUFFICIENT TO MAINTAIN STEERAGE ONLY; (B) SHALL ALTER ITS COURSE WITHIN  
10    ITS ABILITY, SO AS NOT TO INHIBIT OR INTERFERE WITH THE OPERATION OF THE  
11    LAW ENFORCEMENT VESSEL; AND (C) SHALL PROCEED UNLESS OTHERWISE DIRECTED  
12    BY AN OFFICER IN THE LAW ENFORCEMENT VESSEL, AT A REDUCED SPEED UNTIL  
13    THE PERSON IS BEYOND THE LAW ENFORCEMENT VESSEL.  
14    2. ANY PERSON WHO WILLFULLY OR NEGLIGENTLY INHIBITS OR INTERFERES WITH  
15    ANY LAW ENFORCEMENT VESSEL WHILE ON THE WAY TO AN EMERGENCY CALL OR IN  
16    THE PURSUIT OF FLEEING VIOLATORS, SHALL BE SUBJECT TO A FINE OF NOT MORE  
17    THAN TWO HUNDRED DOLLARS, OR IMPRISONMENT FOR NOT MORE THAN SEVEN DAYS  
18    OR BOTH.  
19    S 2. This act shall take effect immediately.

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

LBD06682-01-9