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

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760

2011-2012 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 5, 2011
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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 ASSEM-
BLY, DO ENACT AS FOLLOWS:

 1   Section 1. Section 190.25 of the penal law is amended by adding a new
 2 subdivision 5 to read as follows:
 3   5. PRETENDS TO BE A POLICE OFFICER, CERTIFIED FIRST RESPONDER, EMER-
 4 GENCY MEDICAL TECHNICIAN, ADVANCED EMERGENCY MEDICAL TECHNICIAN, OR
 5 FIREFIGHTER WITHOUT ANY ACTUAL OR IMPLIED AUTHORITY TO DO SO.
 6   S 2.   Subdivision 1 of section 190.26 of the penal law, as amended by
 7 chapter 434 of the laws of 2008, is amended to read as follows:
 8   1. Pretends to be a police officer [or a], federal law enforcement
 9 officer as enumerated in section 2.15 of the criminal procedure law,
10 CERTIFIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN, ADVANCED EMER-
11 GENCY MEDICAL TECHNICIAN OR FIREFIGHTER, or wears or displays without
12 authority, any uniform, badge or other insignia or facsimile thereof, by
13 which such police officer [or], federal law enforcement officer, CERTI-
14 FIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN, ADVANCED EMERGENCY
15 MEDICAL TECHNICIAN OR FIREFIGHTER is lawfully distinguished;   or
16 expresses by his or her words or actions that he or she is acting with
17 the approval or authority of any police department or acting as a feder-
18 al law enforcement officer with the approval of any agency that employs
19 federal law enforcement officers as enumerated in section 2.15 of the
20 criminal procedure law; and
21   S 3. This act shall take effect on the first of November next succeed-
22 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.
                                                              LBD03227-01-1