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

4584

2015-2016 Regular Sessions

I N S E N A T E

March 30, 2015

Introduced by Sen. LANZA -- 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 establishing the offense of official interference with transportation

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

Section 1. The penal law is amended by adding a new section 195.03 to read as follows:

S 195.03 OFFICIAL INTERFERENCE WITH TRANSPORTATION.

A PUBLIC SERVANT IS GUILTY OF OFFICIAL INTERFERENCE WITH TRANSPORTATION WHEN, WITH INTENT TO IMPEDE, HAMPER, STALL OR OTHERWISE INTERFERE WITH THE ORDINARY PROGRESS OF ANY FORM OF TRANSPORTATION ON, IN OR THROUGH THE ROADWAYS, HIGHWAYS, BRIDGES, RAILWAYS, WATERWAYS OR AIRWAYS OF THE STATE, HE OR SHE:

1. COMMITS AN ACT CONSTITUTING AN UNAUTHORIZED EXERCISE OF HIS OR HER OFFICIAL FUNCTIONS, KNOWING THAT SUCH ACT IS UNAUTHORIZED; OR

2. KNOWINGLY REFRAINS FROM PERFORMING AN OFFICIAL DUTY IMPOSED UPON HIM OR HER, OR IS CLEARLY INHERENT IN THE NATURE OF HIS OR HER PUBLIC OFFICE.

OFFICIAL INTERFERENCE WITH TRANSPORTATION IS A CLASS E FELONY.

S 2. This act shall take effect immediately.

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

LBD02014-01-5