

STATE OF NEW YORK

8528

2019-2020 Regular Sessions

IN ASSEMBLY

August 7, 2019

Introduced by M. of A. SMITH, RA, DeSTEFANO, LiPETRI, PALUMBO, GARBARI-
NO, KOLB, MIKULIN, BYRNES, DiPIETRO, GIGLIO, LALOR, MONTESANO, BRABE-
NEC, M. L. MILLER, LAWRENCE, JOHNS, TAGUE, MANKTELOW, PALMESANO,
B. MILLER, McDONOUGH -- read once and referred to the Committee on
Codes

AN ACT to amend the penal law, in relation to establishing the offense
of obstructing a police officer

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

Section 1. The penal law is amended by adding a new section 195.09 to
read as follows:

§ 195.09 Obstructing a police officer.

A person is guilty of obstructing a police officer when he or she
intentionally interferes with, inhibits, or attempts to interfere with
or inhibit, a police officer or a peace officer from engaging in the
course of performing their official duties, including but not limited
to:

1. spitting, throwing or spilling items, liquid or otherwise, at or on
such officer; or

2. pushing, shoving, kicking, physically impeding or otherwise
subjecting such officer to physical contact.

Obstructing a police officer is a class E felony.

§ 2. This act shall take effect on the thirtieth day after it shall
have become a law.

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

LBD13559-02-9