STATE OF NEW YORK

3056

2021-2022 Regular Sessions

IN ASSEMBLY

January 22, 2021

Introduced by M. of A. EPSTEIN, CRUZ, BARRON, DE LA ROSA, QUART, SIMON, REYES -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the offense of unlawful obstruction of law enforcement identification

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 270.40 to read as follows:

§ 270.40 Unlawful obstruction of law enforcement identification.

1. A person is guilty of unlawful obstruction of law enforcement identification when, with intent to prevent the inspection of any part of a law enforcement officer's uniform which identifies him or her as a law enforcement officer including his or her name, shield, badge, numbers or other identifying insignias or emblems, he or she covers or conceals such name, shield, badge, numbers or other identifying insignias or emblems from public view.

2. For the purposes of this section, "law enforcement officer" shall include any public servant, federal or state, who is authorized to conduct an investigation or make an arrest for a criminal offense.

Unlawful obstruction of law enforcement identification is a class A misdemeanor.

§ 2. This act shall take effect immediately.

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

LBD03089-01-1