

# STATE OF NEW YORK

---

4804

2021-2022 Regular Sessions

## IN ASSEMBLY

February 8, 2021

---

Introduced by M. of A. SMITH -- 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 Assembly, do enact as follows:

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

3 § 195.09 Obstructing a police officer.

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

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

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

13 Obstructing a police officer is a class E felony.

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

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

LBD06978-01-1