

STATE OF NEW YORK

5540

2023-2024 Regular Sessions

IN ASSEMBLY

March 16, 2023

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.

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