

# STATE OF NEW YORK

9390--A

## IN ASSEMBLY

March 6, 2024

Introduced by M. of A. GUNTHER -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to prohibiting recording of the entrance of a school ground

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 250.75 to  
2 read as follows:

3 § 250.75 Unlawful surveillance of school property.

4 1. As used in this section:

5 (a) "School ground" means in or on or within any building, structure,  
6 athletic playing field, playground or land contained within the real  
7 property boundary line of a public or private elementary, parochial,  
8 intermediate, junior high, vocational or high school.

9 (b) "School administrator" shall have the same meaning as defined by  
10 subdivision six of section one thousand one hundred twenty-five of the  
11 education law.

12 2. A person is guilty of unlawful surveillance of school property when  
13 with intent to harass, annoy, threaten or alarm another person, they:

14 (a) broadcast or record the entrance to a school ground or the  
15 entrance to a property that contains school grounds within its bounda-  
16 ries; or

17 (b) use or install, or permit the utilization or installation of a  
18 mechanical, digital or electronic viewing device, camera, cellular phone  
19 or any other instrument capable of recording, storing or transmitting  
20 visual images to view, broadcast or record an entrance to a school  
21 ground or an entry to a property that contains school grounds within its  
22 boundaries.

23 Unlawful surveillance of school property shall be punishable only by a  
24 fine of not more than one thousand dollars per day.

25 § 2. This act shall take effect on the first of November next succeed-  
26 ing the date on which it shall have become a law.

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

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