

STATE OF NEW YORK

1694--A

Cal. No. 676

2025-2026 Regular Sessions

IN SENATE

January 13, 2025

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

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. Section 240.26 of the penal law, as amended by chapter 109
2 of the laws of 1994, is amended to read as follows:
3 § 240.26 Harassment in the second degree.
4 A person is guilty of harassment in the second degree when, with
5 intent to harass, annoy or alarm another person:
6 1. [~~He or she~~] The actor strikes, shoves, kicks or otherwise subjects
7 such other person to physical contact, or attempts or threatens to do
8 the same; or
9 2. [~~He or she~~] The actor follows a person in or about a public place
10 or places; or
11 3. [~~He or she~~] The actor engages in a course of conduct or repeatedly
12 commits acts which alarm or seriously annoy such other person and which
13 serve no legitimate purpose[~~-~~]; or
14 4. The actor either (a) broadcasts or records the entrance or exit to
15 school grounds or the entrance or exit to a property that contains
16 school grounds within its boundaries; or (b) uses or installs, or
17 permits the utilization or installation of a mechanical, digital or
18 electronic viewing device, camera, cellular phone or any other instru-
19 ment capable of recording, storing or transmitting visual images to
20 view, broadcast or record an entrance or exit to a school ground or an
21 entry or exit to a property that contains school grounds within its
22 boundaries.

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

LBD04760-03-5

1 Subdivisions two and three of this section shall not apply to activ-
2 ities regulated by the national labor relations act, as amended, the
3 railway labor act, as amended, or the federal employment labor manage-
4 ment act, as amended.

5 Harassment in the second degree is a violation.

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