STATE OF NEW YORK

8994

2025-2026 Regular Sessions

IN ASSEMBLY

August 13, 2025

Introduced by M. of A. STECK -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to prohibiting police officers and peace officers from enforcing federal immigration law unless such officer received a lawful order

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1.20 of the criminal procedure law is amended by adding a new subdivision 46 to read as follows:

46. "Immigration law" means any civil provision of the federal Immigration and Nationality Act and any provision of law that penalizes a person's presence in, entry into, or reentry into the United States.

§ 2. The criminal procedure law is amended by adding a new article 183 to read to as follows:

ARTICLE 183

IMMIGRATION ENFORCEMENT REQUIREMENTS

Section 183.10 Immigration enforcement requirements.

§ 183.10 Immigration enforcement requirements.

No police officer or peace officer shall honor any directive or request concerning the enforcement of immigration law, unless contained in a lawful order issued by an immigration judge, a United States magistrate judge or a district court judge. Any federal agent attempting to enforce immigration law shall carry identification which shall be produced on demand of any public officer, police officer or peace officer and any such federal agent that fails to produce such identification shall be guilty of a violation as such term is defined in section 10.00 of the penal law and any subsequent violations shall be deemed a class B misdemeanor.

§ 3. This act shall take effect immediately.

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

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