

2937--A

Cal. No. 871

2011-2012 Regular Sessions

I N S E N A T E

February 3, 2011

Introduced by Sens. LANZA, O'MARA -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

AN ACT to amend the penal law, in relation to dissemination of false information about a missing child

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 240.49 to
2 read as follows:
3 S 240.49 DISSEMINATION OF FALSE MISSING CHILD INFORMATION.
4 A PERSON IS GUILTY OF DISSEMINATION OF FALSE MISSING CHILD INFORMATION
5 WHEN, KNOWING THE INFORMATION HE OR SHE REPORTED, CONVEYED, CIRCULATED
6 OR DISSEMINATED IS FALSE OR BASELESS, HE OR SHE STATES OR REPORTS, BY
7 ANY MEANS, THAT A CHILD IS A MISSING CHILD AS DEFINED IN SUBDIVISION ONE
8 OF SECTION EIGHT HUNDRED THIRTY-SEVEN-E OF THE EXECUTIVE LAW, AND AS A
9 RESULT OF SUCH REPORT, CONVEYANCE, CIRCULATION OR DISSEMINATION, PUBLIC
10 FUNDS WERE EXPENDED TO INVESTIGATE AND/OR LOCATE THE PURPORTED MISSING
11 CHILD.
12 DISSEMINATION OF FALSE MISSING CHILD INFORMATION IS A CLASS E FELONY.
13 S 2. This act shall take effect on the first of November next succeeding
14 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.

LBD04609-02-2