STATE OF NEW YORK

5751

2025-2026 Regular Sessions

IN ASSEMBLY

February 20, 2025

Introduced by M. of A. BUTTENSCHON, BARCLAY, CRUZ, SAYEGH, GRAY, ANGELINO -- read once and referred to the Committee on Codes

AN ACT to amend the penal law and the vehicle and traffic law, in relation to increasing the class for certain vehicular crimes and enacting Kane's Law

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

Section 1. Short title. This act shall be known and may be cited as "Kane's Law".

§ 2. The second undesignated paragraph of section 125.12 of the penal law, as amended by chapter 732 of the laws of 2006, is amended to read as follows:

Vehicular manslaughter in the second degree is a class [~~D~~] C felony.

§ 3. The second undesignated paragraph of section 125.13 of the penal law, as amended by chapter 496 of the laws of 2009, is amended to read as follows:

Vehicular manslaughter in the first degree is a class [~~C~~] B felony.

§ 4. The second undesignated paragraph of section 125.14 of the penal law, as amended by chapter 496 of the laws of 2009, is amended to read as follows:

Aggravated vehicular homicide is a class [~~B~~] A-2 felony.

§ 5. Paragraph (b) of subdivision 3 of section 511 of the vehicle and traffic law, as amended by chapter 722 of the laws of 2023, is amended to read as follows:

(b) Aggravated unlicensed operation of a motor vehicle in the first degree is a class [~~E~~] D felony. When a person is convicted of this crime, the sentence of the court must be: (i) a fine in an amount not less than five hundred dollars nor more than five thousand dollars; and (ii) a term of imprisonment as provided in the penal law except that where a person is convicted of this crime under subparagraph (v) of paragraph (a) of this subdivision, any term of imprisonment imposed for

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

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a violation of this section shall be a definite sentence, which may not exceed two years, or (iii) where appropriate and a term of imprisonment is not required by the penal law, a sentence of probation as provided in subdivision six of this section, or (iv) a term of imprisonment as a condition of a sentence of probation as provided in the penal law.

§ 6. This act shall take effect immediately.