

STATE OF NEW YORK

4853

2025-2026 Regular Sessions

IN SENATE

February 13, 2025

Introduced by Sens. SKOUFIS, FERNANDEZ, MARTINEZ, MURRAY, PALUMBO, WEBB
-- read twice and ordered printed, and when printed to be committed to
the Committee on Codes

AN ACT to amend the penal law, in relation to the crime of public lewd-
ness

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

1 Section 1. Section 245.00 of the penal law, as amended by chapter 748
2 of the laws of 1968 and the opening paragraph as amended by chapter 373
3 of the laws of 2015, is amended to read as follows:

4 § 245.00 Public lewdness.

5 A person is guilty of public lewdness when [~~he or she~~] such person
6 intentionally [~~exposes~~].

7 1. Expose the private or intimate parts of [~~his or her~~] such person's
8 body in a lewd manner or [~~commits~~] commit any other lewd act: (a) in a
9 public place, or (b) (i) in private premises under circumstances in
10 which [~~he or she~~] such person may readily be observed from either a
11 public place or from other private premises, and with intent that [~~he or~~
12 ~~she~~] such person be so observed, or (ii) while trespassing, as defined
13 in section 140.05 of this part, in a dwelling, as defined in subdivision
14 three of section 140.00 of this part, under circumstances in which [~~he~~
15 ~~or she~~] such person is observed by a lawful occupant[~~-~~]; or
16 2. Electronically transmit to one or more persons in or around a
17 public place an image depicting exposed private or intimate parts, with-
18 out the consent of such person or persons.

19 Public lewdness is a class B misdemeanor.

20 § 2. This act shall take effect on the ninetieth day after it shall
21 have become a law.

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

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