S T A T E O F N E W Y O R K

6269

2009-2010 Regular Sessions

I N A S S E M B L Y

February 27, 2009

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

AN ACT to amend the penal law, in relation to sports memorabilia fraud on the internet

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The penal law is amended by adding a new section 190.90 to read as follows:

S 190.90 SPORTS MEMORABILIA FRAUD ON THE INTERNET.

A PERSON IS GUILTY OF SPORTS MEMORABILIA FRAUD ON THE INTERNET WHEN, WITH INTENT TO MISLEAD, HE OR SHE OFFERS ONE OR MORE ARTICLES FOR SALE ON THE INTERNET WHICH ARE ADVERTISED ON THE INTERNET AS HAVING A PARTICULAR SIGNIFICANCE BECAUSE OF AN ASSOCIATION WITH A TEAM, INDIVIDUAL OR PARTICULAR EVENT; AND, SUCH ARTICLE OR ARTICLES, IN FACT, ARE NOT ASSOCIATED WITH SUCH TEAM, INDIVIDUAL OR PARTICULAR EVENT AS SO ADVERTISED.

SPORTS MEMORABILIA FRAUD ON THE INTERNET IS A CLASS A MISDEMEANOR.

S 2. This act shall take effect on the first of November next succeeding 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.

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