

7403

2009-2010 Regular Sessions

I N A S S E M B L Y

April 6, 2009

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

AN ACT to amend the penal law, in relation to the crime of falsely
accusing someone of a crime

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, 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 FALSELY ACCUSING SOMEONE OF A CRIME.

4 A PERSON IS GUILTY OF FALSELY ACCUSING SOMEONE OF A CRIME WHEN HE OR
5 SHE FILES AN ACCUSATORY INSTRUMENT WITH A MEMBER OF LAW ENFORCEMENT AND
6 SUCH PERSON KNOWS THAT THE BASIS OF SUCH ACCUSATORY INSTRUMENT IS FALSE.
7 FALSELY ACCUSING SOMEONE OF A CRIME IS A CLASS E FELONY.

8 S 2. This act shall take effect on the first of November next succeed-
9 ing 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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