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

9457

I N A S S E M B L Y

(PREFILED)

January 6, 2010

Introduced by M. of A. FIELDS -- read once and referred to the Committee on Judiciary

AN ACT to amend the general obligations law, in relation to parental liability for damage caused by an infant's commission of the crime of making graffiti

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

Section 1. Section 3-112 of the general obligations law is amended by adding a new subdivision 5 to read as follows:

5. THE GOVERNING BOARD OR LOCAL LEGISLATIVE BODY OF ANY COUNTY, CITY, TOWN OR VILLAGE MAY, BY ADOPTION OF A LOCAL LAW OR ORDINANCE, PROVIDE FOR A CAUSE OF ACTION IN A CIVIL COURT OF COMPETENT JURISDICTION TO ENFORCE THE LIABILITY IMPOSED BY THIS SECTION IN THE EVENT OF DAMAGES CAUSED BY AN INFANT WHERE SUCH INFANT HAS BEEN CONVICTED OF THE CRIME OF MAKING GRAFFITI PURSUANT TO SECTION 145.60 OF THE PENAL LAW.

S 2. This act shall take effect immediately.

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

LBD15057-01-9