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

371

2009-2010 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2009

Introduced by Sen. MORAHAN -- 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 designating as a class E felony, the offense of endangering the welfare of an incompetent or physically disabled person

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

Section 1. Section 260.25 of the penal law, as amended by chapter 381 of the laws of 1998, is amended to read as follows:

S 260.25 Endangering the welfare of an incompetent or physically disabled person.

A person is guilty of endangering the welfare of an incompetent or physically disabled person when he OR SHE knowingly acts in a manner likely to be injurious to the physical, mental or moral welfare of a person who is unable to care for himself or herself because of physical disability, mental disease or defect.

Endangering the welfare of an incompetent or physically disabled person is a class [A misdemeanor] E FELONY.

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.

LBD02545-01-9