

4306

2009-2010 Regular Sessions

I N S E N A T E

April 21, 2009

Introduced by Sen. SCHNEIDERMAN -- 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 property interests

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

1 Section 1. Section 145.13 of the penal law, as added by chapter 601 of
2 the laws of 2008, is amended to read as follows:
3 S 145.13 Definitions.
4 For the purposes of sections 145.00, 145.05, 145.10 and 145.12 of this
5 article:
6 "Property of another" shall include ALL property [jointly or co-owned
7 by another person. It shall be no defense that one believes that he or
8 she has a reasonable ground or right to damage such property because he
9 or she owns such property along with another person unless such other
10 person has given his or her consent to damage such property] IN WHICH
11 ANOTHER PERSON HAS AN OWNERSHIP INTEREST, WHETHER OR NOT A PERSON WHO
12 DAMAGES SUCH PROPERTY, OR ANY OTHER PERSON, MAY ALSO HAVE AN INTEREST IN
13 SUCH PROPERTY.
14 S 2. This act shall take effect immediately.

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

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