

2009-2010 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2009

Introduced by Sen. KRUGER -- 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 unlawful failure to provide name and address to injured party or to report incident to police involving a wheeled non-motorized means of conveyance

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

- 1 Section 1. The penal law is amended by adding a new section 270.40 to  
2 read as follows:  
3 S 270.40 UNLAWFUL FAILURE TO PROVIDE NAME AND ADDRESS TO INJURED PARTY  
4 OR TO REPORT INCIDENT TO POLICE INVOLVING A WHEELED NON-MO-  
5 TORIZED MEANS OF CONVEYANCE.  
6 1. A PERSON IS GUILTY OF UNLAWFUL FAILURE TO PROVIDE NAME AND ADDRESS  
7 TO INJURED PARTY OR TO REPORT INCIDENT TO POLICE INVOLVING A WHEELED  
8 NON-MOTORIZED MEANS OF CONVEYANCE WHEN HE OR SHE OPERATES A WHEELED  
9 NON-MOTORIZED MEANS OF CONVEYANCE AND IN THE COURSE OF SUCH OPERATION  
10 PHYSICAL INJURY TO ANOTHER PERSON RESULTS THEREFROM DUE TO THE CULPABIL-  
11 ITY OF SUCH OPERATOR AND HE OR SHE FAILS TO PROVIDE HIS OR HER NAME AND  
12 ADDRESS TO THE INJURED PARTY, OR TO REPORT THE INCIDENT TO THE POLICE,  
13 OR BOTH.  
14 2. FOR THE PURPOSES OF THIS SECTION, A "WHEELED NON-MOTORIZED MEANS OF  
15 CONVEYANCE" INCLUDES BUT IS NOT LIMITED TO BICYCLES, IN-LINE SKATES,  
16 ROLLER SKATES, SKATEBOARDS AND SCOOTERS.  
17 UNLAWFUL FAILURE TO PROVIDE NAME AND ADDRESS TO INJURED PARTY OR TO  
18 REPORT INCIDENT TO POLICE INVOLVING A WHEELED NON-MOTORIZED MEANS OF  
19 CONVEYANCE IS A CLASS A MISDEMEANOR.  
20 S 2. This act shall take effect on the first of November next succeed-  
21 ing the date on which it shall have become a law and shall apply only to  
22 incidents occurring on or after such effective date.

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

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