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

664

2009-2010 Regular Sessions

I N S E N A T E

January 12, 2009

Introduced by Sens. LARKIN, BONACIC, FLANAGAN, LEIBELL, MARCELLINO, MORAHAN, SALAND, SEWARD, SKELOS, VOLKER, YOUNG -- 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 forgery of a certificate of insurance or insurance identification card and criminal possession of a forged certificate of insurance or insurance identification card

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

Section 1. The penal law is amended by adding two new sections 170.17 and 170.19 to read as follows:

S 170.17 FORGERY OF A CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD.

A PERSON IS GUILTY OF FORGERY OF A CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD WHEN, WITH INTENT TO DEFRAUD, DECEIVE OR INJURE ANOTHER, HE OR SHE FALSELY MAKES, COMPLETES OR ALTERS A CERTIFICATE OF INSURANCE, AS DEFINED IN SUBDIVISION FIVE OF SECTION THREE HUNDRED ELEVEN OF THE VEHICLE AND TRAFFIC LAW, OR AN INSURANCE IDENTIFICATION CARD, AS DEFINED IN SUBDIVISION TEN OF SECTION THREE HUNDRED ELEVEN OF THE VEHICLE AND TRAFFIC LAW.

FORGERY OF A CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD IS A CLASS E FELONY.

S 170.19 CRIMINAL POSSESSION OF A FORGED CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD.

A PERSON IS GUILTY OF CRIMINAL POSSESSION OF A FORGED CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD WHEN, WITH KNOWLEDGE THAT IT IS FORGED AND WITH INTENT TO DEFRAUD, DECEIVE OR INJURE ANOTHER, HE OR SHE UTTERS OR POSSESSES A FORGED INSTRUMENT THAT IS A CERTIFICATE OF INSURANCE, AS DEFINED IN SUBDIVISION FIVE OF SECTION THREE HUNDRED ELEVEN OF THE VEHICLE AND TRAFFIC LAW, OR AN INSURANCE IDENTIFICATION CARD,

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

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AS DEFINED IN SUBDIVISION TEN OF SECTION THREE HUNDRED ELEVEN OF THE VEHICLE AND TRAFFIC LAW.

CRIMINAL POSSESSION OF A FORGED CERTIFICATE OF INSURANCE OR INSURANCE IDENTIFICATION CARD IS A CLASS 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.