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

5269--A

2011-2012 Regular Sessions

I N A S S E M B L Y

February 15, 2011

Introduced by M. of A. TITONE, GIBSON, ORTIZ, CASTRO, GUNTHER, WEPRIN, MILLMAN, WEISENBERG, SCARBOROUGH, GALEF, ZEBROWSKI, HOOPER, M. MILLER, JAFFEE -- Multi-Sponsored by -- M. of A. ABBATE, ARROYO, BARCLAY, BOYLAND, BURLING, CALHOUN, CERETTO, COLTON, CONTE, CORWIN, CROUCH, DUPREY, FINCH, GOTTFRIED, HAWLEY, HIKIND, LUPARDO, MAGNARELLI, MAISEL, MARKEY, McENENY, McKEVITT, MENG, MONTESANO, OAKS, PERRY, RAIA, REILLY, ROBINSON, SALADINO, SCHIMEL, SCHIMMINGER, TOBACCO -- read once and referred to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to dissemination of false information about a missing child

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 a new section 240.49 to read as follows:

S 240.49 DISSEMINATION OF FALSE MISSING CHILD INFORMATION.

A PERSON IS GUILTY OF DISSEMINATION OF FALSE MISSING CHILD INFORMATION WHEN, KNOWING THE INFORMATION HE OR SHE REPORTED, CONVEYED, CIRCULATED OR DISSEMINATED IS FALSE OR BASELESS, HE OR SHE STATES OR REPORTS, BY ANY MEANS, THAT A CHILD IS A MISSING CHILD AS DEFINED IN SUBDIVISION ONE OF SECTION EIGHT HUNDRED THIRTY-SEVEN-E OF THE EXECUTIVE LAW, AND AS A RESULT OF SUCH REPORT, CONVEYANCE, CIRCULATION OR DISSEMINATION, PUBLIC FUNDS WERE EXPENDED TO INVESTIGATE AND/OR LOCATE THE PURPORTED MISSING CHILD.

DISSEMINATION OF FALSE MISSING CHILD INFORMATION 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.

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

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