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

4661

2013-2014 Regular Sessions

I N A S S E M B L Y

February 7, 2013

Introduced by M. of A. GABRYSZAK -- read once and referred to the Committee on Judiciary

AN ACT to amend the lien law, in relation to filing of false liens against public officials

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

Section 1. The lien law is amended by adding a new section 66 to read as follows:

S 66. FILING OF FALSE LIENS AGAINST CERTAIN PUBLIC OFFICERS. WHOEVER FILES OR CONSPIRES TO FILE, IN ANY PUBLIC RECORD OR PRIVATE RECORD WHICH IS GENERALLY AVAILABLE TO THE PUBLIC, ANY FALSE LIEN OR ENCUMBRANCE AGAINST THE REAL OR PERSONAL PROPERTY OF A LOCAL OR STATE OFFICER AS DEFINED IN SECTION TWO OF THE PUBLIC OFFICERS LAW, ON ACCOUNT OF THE PERFORMANCE OF OFFICIAL DUTIES OF THAT INDIVIDUAL, KNOWING OR HAVING REASON TO KNOW THAT SUCH LIEN OR ENCUMBRANCE IS FALSE OR CONTAINS ANY MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR REPRESENTATION, SHALL BE GUILTY OF A CLASS E FELONY PUNISHABLE BY A FINE OF TEN THOUSAND DOLLARS PER INCIDENCE OR UP TO ONE YEAR IN PRISON, OR BY BOTH SUCH FINE AND IMPRISONMENT.

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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