

6200

2013-2014 Regular Sessions

I N   A S S E M B L Y

March 15, 2013

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Introduced by M. of A. CUSICK -- read once and referred to the Committee  
on Codes

AN ACT to amend the penal law, in relation to establishing the class E  
felony of failure to report child abuse

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

1     Section 1. The penal law is amended by adding a new section 260.40 to  
2 read as follows:  
3 S 260.40 FAILURE TO REPORT CHILD ABUSE.  
4     A PERSON IS GUILTY OF FAILURE TO REPORT CHILD ABUSE WHEN, BEING EIGH-  
5 TEEN YEARS OF AGE OR OLDER, HE OR SHE FAILS TO REPORT TO A POLICE OFFI-  
6 CER OR LAW ENFORCEMENT AGENCY, AS SOON AS HE OR SHE IS PHYSICALLY ABLE,  
7 THE COMMISSION OF ANY CRIME DEFINED IN THIS CHAPTER AGAINST A CHILD  
8 UNDER THE AGE OF SIXTEEN YEARS, AND SUCH PERSON WITNESSES THE COMMISSION  
9 OF SUCH CRIME AND HAS REASON TO KNOW THAT HE OR SHE IS WITNESSING A  
10 CRIME.  
11     FAILURE TO REPORT CHILD ABUSE IS A CLASS E FELONY.  
12     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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