

3874

2013-2014 Regular Sessions

I N A S S E M B L Y

January 29, 2013

Introduced by M. of A. TITONE, GIBSON, ORTIZ, CASTRO, GUNTHER, WEPRIN, MILLMAN, WEISENBERG, SCARBOROUGH, GALEF, ZEBROWSKI, HOOPER, MILLER, JAFFEE -- Multi-Sponsored by -- M. of A. ABBATE, ARROYO, BARCLAY, BOYLAND, CERETTO, COLTON, CORWIN, CROUCH, DUPREY, FINCH, GOTTFRIED, HAWLEY, HIKIND, LUPARDO, MAGNARELLI, MAISEL, MARKEY, McKEVITT, MONTES-ANO, OAKS, PERRY, RAIA, ROBINSON, SALADINO, SCHIMEL, SCHIMMINGER -- read once and referred to the Committee on Codes

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:

1 Section 1. The penal law is amended by adding a new section 240.49 to
2 read as follows:
3 S 240.49 DISSEMINATION OF FALSE MISSING CHILD INFORMATION.
4 A PERSON IS GUILTY OF DISSEMINATION OF FALSE MISSING CHILD INFORMATION
5 WHEN, KNOWING THE INFORMATION HE OR SHE REPORTED, CONVEYED, CIRCULATED
6 OR DISSEMINATED IS FALSE OR BASELESS, HE OR SHE STATES OR REPORTS, BY
7 ANY MEANS, THAT A CHILD IS A MISSING CHILD AS DEFINED IN SUBDIVISION ONE
8 OF SECTION EIGHT HUNDRED THIRTY-SEVEN-E OF THE EXECUTIVE LAW, AND AS A
9 RESULT OF SUCH REPORT, CONVEYANCE, CIRCULATION OR DISSEMINATION, PUBLIC
10 FUNDS WERE EXPENDED TO INVESTIGATE AND/OR LOCATE THE PURPORTED MISSING
11 CHILD.
12 DISSEMINATION OF FALSE MISSING CHILD INFORMATION IS A CLASS E FELONY.
13 S 2. This act shall take effect on the first of November next succeed-
14 ing 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.

LBD03921-01-3