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

6260

2015-2016 Regular Sessions

I N A S S E M B L Y

March 18, 2015

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

AN ACT to amend the penal law, in relation to including electronic documents in the offenses of offering a false instrument for filing in the first degree and offering a false instrument for filing in the second degree

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

Section 1. Section 175.30 of the penal law is amended to read as follows:

S 175.30 Offering a false instrument for filing in the second degree.

A person is guilty of offering a false instrument for filing in the second degree when, knowing that a written OR ELECTRONIC instrument contains a false statement or false information, he offers, SUBMITS or presents it to a public office or public servant with the knowledge or belief that it will be filed with, registered or recorded in or otherwise become a part of the records of such public office or public servant.

Offering a false instrument for filing in the second degree is a class A misdemeanor.

S 2. Subdivision 1 of section 175.35 of the penal law, as amended by chapter 490 of the laws of 2013, is amended to read as follows:

1. knowing that a written OR ELECTRONIC instrument contains a false statement or false information, and with intent to defraud the state or any political subdivision, public authority or public benefit corporation of the state, he or she offers, SUBMITS or presents it to a public office, public servant, public authority or public benefit corporation with the knowledge or belief that it will be filed with, registered or recorded in or otherwise become a part of the records of such public office, public servant, public authority or public benefit corporation; or

S 3. This act shall take effect on the first of November next succeeding the date upon 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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