

2655

2015-2016 Regular Sessions

I N   S E N A T E

January 27, 2015

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Introduced by Sen. PARKER -- read twice and ordered printed, and when  
printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to bias-related graffiti

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

1     Section 1. Subdivision 3 of section 485.05 of the penal law, as  
2     amended by chapter 405 of the laws of 2010, is amended to read as  
3     follows:  
4     3. A "specified offense" is an offense defined by any of the following  
5     provisions of this chapter: section 120.00 (assault in the third  
6     degree); section 120.05 (assault in the second degree); section 120.10  
7     (assault in the first degree); section 120.12 (aggravated assault upon a  
8     person less than eleven years old); section 120.13 (menacing in the  
9     first degree); section 120.14 (menacing in the second degree); section  
10    120.15 (menacing in the third degree); section 120.20 (reckless endan-  
11    germent in the second degree); section 120.25 (reckless endangerment in  
12    the first degree); section 121.12 (strangulation in the second degree);  
13    section 121.13 (strangulation in the first degree); subdivision one of  
14    section 125.15 (manslaughter in the second degree); subdivision one, two  
15    or four of section 125.20 (manslaughter in the first degree); section  
16    125.25 (murder in the second degree); section 120.45 (stalking in the  
17    fourth degree); section 120.50 (stalking in the third degree); section  
18    120.55 (stalking in the second degree); section 120.60 (stalking in the  
19    first degree); subdivision one of section 130.35 (rape in the first  
20    degree); subdivision one of section 130.50 (criminal sexual act in the  
21    first degree); subdivision one of section 130.65 (sexual abuse in the  
22    first degree); paragraph (a) of subdivision one of section 130.67  
23    (aggravated sexual abuse in the second degree); paragraph (a) of subdi-  
24    vision one of section 130.70 (aggravated sexual abuse in the first  
25    degree); section 135.05 (unlawful imprisonment in the second degree);  
26    section 135.10 (unlawful imprisonment in the first degree); section

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

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1 135.20 (kidnapping in the second degree); section 135.25 (kidnapping in  
2 the first degree); section 135.60 (coercion in the second degree);  
3 section 135.65 (coercion in the first degree); section 140.10 (criminal  
4 trespass in the third degree); section 140.15 (criminal trespass in the  
5 second degree); section 140.17 (criminal trespass in the first degree);  
6 section 140.20 (burglary in the third degree); section 140.25 (burglary  
7 in the second degree); section 140.30 (burglary in the first degree);  
8 section 145.00 (criminal mischief in the fourth degree); section 145.05  
9 (criminal mischief in the third degree); section 145.10 (criminal  
10 mischief in the second degree); section 145.12 (criminal mischief in the  
11 first degree); SECTION 145.60 (MAKING GRAFFITI); section 150.05 (arson  
12 in the fourth degree); section 150.10 (arson in the third degree);  
13 section 150.15 (arson in the second degree); section 150.20 (arson in  
14 the first degree); section 155.25 (petit larceny); section 155.30 (grand  
15 larceny in the fourth degree); section 155.35 (grand larceny in the  
16 third degree); section 155.40 (grand larceny in the second degree);  
17 section 155.42 (grand larceny in the first degree); section 160.05  
18 (robbery in the third degree); section 160.10 (robbery in the second  
19 degree); section 160.15 (robbery in the first degree); section 240.25  
20 (harassment in the first degree); subdivision one, two or four of  
21 section 240.30 (aggravated harassment in the second degree); or any  
22 attempt or conspiracy to commit any of the foregoing offenses.  
23 S 2. This act shall take effect on the first of November next succeed-  
24 ing the date on which it shall have become a law.