

6036

2015-2016 Regular Sessions

I N   S E N A T E

August 24, 2015

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

AN ACT to amend the penal law, in relation to the crime of exposure of a  
person

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

1     Section 1. Section 245.01 of the penal law, as amended by chapter 633  
2     of the laws of 1984, is amended to read as follows:  
3     S 245.01 Exposure of a person.  
4     A person is guilty of exposure if he OR SHE appears in a public place  
5     in such a manner that the private or intimate parts of his OR HER body  
6     are unclothed or exposed. For purposes of this section, the private or  
7     intimate parts of a female OR MALE person shall include that portion of  
8     the breast which is below the top of the areola. This section shall not  
9     apply to the breastfeeding of infants or [to any person entertaining or  
10    performing in a play, exhibition, show or entertainment] TO ANY PERSON  
11    AT A BEACH OR POOL.  
12    Exposure of a person is a violation.  
13    Nothing in this section shall prevent the adoption by a city, town or  
14    village of a local law prohibiting exposure of a person as herein  
15    defined in a public place, at any time[, whether or not such person is  
16    entertaining or performing in a play, exhibition, show or enter-  
17    tainment].  
18    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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