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

2761--B

2015-2016 Regular Sessions

I N  A S S E M B L Y

January 20, 2015

Introduced by M. of A. MAYER, OTIS, PAULIN, RAIA, DUPREY, STECK, JAFFEE, COLTON, MARKEY, ZEBROWSKI, GALEF, CROUCH, WALTER, HOOPER, FINCH, HEVESI -- Multi-Sponsored by -- M. of A. ABBATE, ARROYO, BARCLAY, COOK, GLICK, HIKIND, McKEVITT, RIVERA, SCHIMMINGER, SIMANOWITZ, TITONE -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to public lewdness

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

Section 1. The opening paragraph of section 245.00 of the penal law, as amended by chapter 748 of the laws of 1968, is amended to read as follows:

A person is guilty of public lewdness when he OR SHE intentionally exposes the private or intimate parts of his OR HER body in a lewd manner or commits any other lewd act: (a) in a public place, or (b) (I) in private premises under circumstances in which he OR SHE may readily be observed from either a public place or from other private premises, and with intent that he OR SHE be so observed, OR (II) WHILE TRESPASSING, AS DEFINED IN SECTION 140.05 OF THIS PART, IN A DWELLING AS DEFINED IN SUBDIVISION THREE OF SECTION 140.00 OF THIS PART, UNDER CIRCUMSTANCES IN WHICH HE OR SHE IS OBSERVED BY A LAWFUL OCCUPANT.

S 2. This act shall take effect on the first of November next succeeding 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.

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