

STATE OF NEW YORK

7472

2017-2018 Regular Sessions

IN ASSEMBLY

April 26, 2017

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

AN ACT to amend the penal law, in relation to the possession of anti-security items

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 155.30 of the penal law is amended by adding a new
2 subdivision 12 to read as follows:

3 12. The property is taken by a person who is in possession of an anti-
4 security item. For the purposes of this subdivision an "anti-security
5 item" is defined as an item designed for the purpose of overcoming
6 detection of security markings or attachments placed on property offered
7 for sale at such an establishment.

8 § 2. Section 170.47 of the penal law, as added by chapter 580 of the
9 laws of 1983, is amended to read as follows:

10 § 170.47 Criminal possession of an anti-security item.

11 A person is guilty of criminal possession of an anti-security item,
12 when with intent to steal property at a retail mercantile establishment
13 as defined in article twelve-B of the general business law, he knowingly
14 possesses in such an establishment an item designed for the purpose of
15 overcoming detection of security markings or attachments placed on prop-
16 erty offered for sale at such an establishment.

17 Criminal possession of an anti-security item is a class [~~B~~] A misde-
18 meanor.

19 § 3. This act shall take effect on the first of November next succeed-
20 ing the date on which it shall have become a law.

EXPLANATION--Matter in italics (underscoring) is new; matter in brackets
[~~-~~] is old law to be omitted.

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