STATE OF NEW YORK

3990

2019-2020 Regular Sessions

IN SENATE

February 22, 2019

Introduced by Sen. GALLIVAN -- 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 desecration of property commemorating a historical figure

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

Section 1. The penal law is amended by adding a new section 145.75 to read as follows:

§ 145.75 Desecration of property commemorating a historical figure.

A person is guilty of desecration of property commemorating a historical figure when with intent to damage property of another person, and having no right to do so nor any reasonable ground to believe that he has such right, he:

(a) damages any real or personal property, including but not limited to any commemorative monument, marker or street sign, relating to any person, living or dead, who has historical or cultural significance; or

(b) with intent to steal personal property, he steals personal property, including but not limited to any commemorative monument, marker or street sign, relating to any person, living or dead, who has historical or cultural significance.

Desecration of property commemorating a historical figure is a class C felony.

§ 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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