STATE OF NEW YORK

4701

2021-2022 Regular Sessions

IN ASSEMBLY

February 5, 2021

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

AN ACT to amend the penal law, in relation to enacting "Todd's Law"

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

Section 1. Short title. This act shall be known and may be cited as "Todd's Law".

§ 2. The penal law is amended by adding a new section 155.46 to read as follows:

§ 155.46 Sentencing; property of the elderly or disabled.

When a person is convicted of petit larceny or grand larceny pursuant to this article, and the property stolen is necessary for the performance of activities of daily living by an incompetent or physically disabled person or a vulnerable elderly person as defined in section 260.31 of this part, and the specified offense is a misdemeanor or a class C, D or E felony, the crime shall be deemed to be one category higher than the specified offense the defendant committed, or one category higher than the offense level applicable to the defendant's conviction for an attempt or conspiracy to commit a specified offense, whichever is applicable.

§ 3. This act shall take effect immediately.

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

LBD06848-01-1