STATE OF NEW YORK

3359

2023-2024 Regular Sessions

IN ASSEMBLY

February 2, 2023

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

AN ACT to amend the penal law and the civil practice law and rules, in relation to falsely filing an extreme risk protection order

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 400.12 to read as follows:

§ 400.12 Falsely filing an extreme risk protection order.

Any person that uses information he or she knows to be false to file an application for an extreme risk protection order pursuant to article sixty-three-A of the civil practice law and rules shall be guilty of falsely filing an extreme risk protection order.

Falsely filing an extreme risk protection order is a class E felony.

§ 2. The civil practice law and rules is amended by adding a new section 6349 to read as follows:

§ 6349. Falsely filing an extreme risk protection order. Any person that uses information he or she knows to be false to file an application for an extreme risk protection order pursuant to this article shall be guilty of falsely filing an extreme risk protection order pursuant to section 400.12 of the penal law.

§ 3. 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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