

# STATE OF NEW YORK

4420

2023-2024 Regular Sessions

## IN ASSEMBLY

February 14, 2023

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

AN ACT to amend the penal law, in relation to grand larceny in the third degree of a person who is 65 years of age or older

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

Section 1. Section 155.35 of the penal law, as amended by chapter 464 of the laws of 2010, is amended to read as follows:

§ 155.35 Grand larceny in the third degree.

A person is guilty of grand larceny in the third degree when he or she steals property and:

1. when the value of the property exceeds three thousand dollars[~~7~~ ~~ex~~].

2. the property is an automated teller machine or the contents of an automated teller machine[~~-~~].

3. the property, regardless of its nature and value, is taken from the person of another and the victim is 65 years of age or older; or

4. the property, regardless of its nature and value, is obtained by extortion and the victim is 65 years of age or older.

Grand larceny in the third degree is a class D 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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