STATE OF NEW YORK

4420--A

2023-2024 Regular Sessions

IN ASSEMBLY

February 14, 2023

Introduced by M. of A. REILLY -- read once and referred to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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. Subdivision 3 of 155.35 of the penal law, as added by section 5 of part O of chapter 56 of the laws of 2024, is amended to read as follows:

3. when such person commits deed theft of one commercial real property, regardless of the value[~~.~~]**, or**

§ 2. Section 155.35 of the penal law, as amended by section 5 of part O of chapter 56 of the laws of 2024, is amended by adding two new subdivisions 4 and 5 to read as follows:

4. the property, regardless of its nature and value, is taken from the person of another and the victim is sixty-five years of age or older, or

5. the property, regardless of its nature and value, is obtained by extortion as defined in subparagraphs (iii), (iv), (v), (vi), (vii) and (ix) of paragraph (e) of subdivision two of section 155.05 of this chapter and the victim is sixty-five years of age or older.

§ 3. This act shall take effect on the first of November next succeeding the date on which it shall have become a law; provided, however, that if section 5 of part O of chapter 56 of the laws of 2024 shall not have taken effect on or before such date then section one of this act shall take effect on the same date and in the same manner as such chapter of the laws of 2024 takes effect.

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

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