

# STATE OF NEW YORK

6178

2025-2026 Regular Sessions

## IN ASSEMBLY

February 26, 2025

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

AN ACT to amend the penal law, in relation to establishing the crime of failure to report the death or disappearance of a child

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 "Caylee's law".

3 § 2. The penal law is amended by adding a new section 260.37 to read  
4 as follows:

5 § 260.37 Failure to report the death or disappearance of a child.

6 1. A person is guilty of failure to report the death or disappearance  
7 of a child when:

8 (a) Such person is the parent, guardian or other person legally  
9 charged with the care or custody of a child less than eighteen years old  
10 and knowingly or intentionally fails to notify and report to law  
11 enforcement within twenty-four hours of the death of such child, regard-  
12 less of whether such death was accidental or intentional; or

13 (b) Such person is the parent, guardian or other person legally  
14 charged with the care or custody of a child less than eighteen years old  
15 and knowingly or intentionally fails to notify and report to law  
16 enforcement within twenty-four hours of the disappearance of such child.

17 2. A person is not guilty of the provisions of this section when such  
18 person engages in the conduct described in subdivision one of this  
19 section and the child dies while under medical care from a duly licensed  
20 physician or when a death certificate has been issued for the child.

21 Failure to report the death or disappearance of a child is a class D  
22 felony.

23 § 3. This act shall take effect on the sixtieth day after it shall  
24 have become a law.

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

LBD04031-01-5