

# STATE OF NEW YORK

5231

2025-2026 Regular Sessions

## IN SENATE

February 19, 2025

Introduced by Sens. COMRIE, COONEY, ADDABBO, ASHBY, BORRELLO, CANZONER-I-FITZPATRICK, GALLIVAN, LANZA, MARTINS, MATTERA, MURRAY, O'MARA, PALUMBO, ROLISON, SEPULVEDA, SKOUFIS, TEDISCO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the crime of staging a construction site accident

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

1 Section 1. The penal law is amended by adding a new section 176.85 to  
2 read as follows:  
3 § 176.85 Staging a construction site accident.  
4 A person is guilty of staging a construction site accident when, with  
5 intent to commit and in furtherance of a fraudulent insurance act, such  
6 person enters a construction site and intentionally stages an accident  
7 on such site with the intent to file an insurance claim, or directs,  
8 hires, requests, encourages, orchestrates or invites another individual  
9 to enter a construction site and intentionally stage an accident on such  
10 site with the intent to file an insurance claim.  
11 Staging a construction site accident is a class E felony.  
12 § 2. This act shall take effect on the one hundred eightieth day after  
13 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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