STATE OF NEW YORK

11429

IN ASSEMBLY

May 15, 2026

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Hyndman) -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to criminal possession of stolen property in the third, second and first degrees

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

Section 1. Section 165.50 of the penal law, as amended by chapter 515 of the laws of 1986, is amended to read as follows:

§ 165.50 Criminal possession of stolen property in the third degree.

A person is guilty of criminal possession of stolen property in the third degree when [~~he~~] **such person** knowingly possesses stolen property, with intent to benefit [~~himself~~] **themself** or a person other than an owner thereof or to impede the recovery by an owner thereof, and when**:**

1. the value of the property exceeds three thousand dollars**; or**

2. regardless of the value of such property, such property is commercial property.

Criminal possession of stolen property in the third degree is a class D felony.

§ 2. Section 165.52 of the penal law, as added by chapter 515 of the laws of 1986, is amended to read as follows:

§ 165.52 Criminal possession of stolen property in the second degree.

A person is guilty of criminal possession of stolen property in the second degree when [~~he~~] **such person** knowingly possesses stolen property, with intent to benefit [~~himself~~] **themself** or a person other than an owner thereof or to impede the recovery by an owner thereof, and when**:**

1. the value of the property exceeds fifty thousand dollars**; or**

2. regardless of the value of such property, such property is (a) one residential real property, as defined by section 187.00 of this part;

(b) one commercial property that is mixed-use property with at least one residential unit; or

(c) two or more commercial properties.

Criminal possession of stolen property in the second degree is a class C felony.

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

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§ 3. Section 165.54 of the penal law, as added by chapter 515 of the laws of 1986, is amended to read as follows:

§ 165.54 Criminal possession of stolen property in the first degree.

A person is guilty of criminal possession of stolen property in the first degree when [~~he~~] **such person** knowingly possesses stolen property, with intent to benefit [~~himself~~] **themself** or a person other than an owner thereof or to impede the recovery by an owner, and when**:**

1. the value of the property exceeds one million dollars**; or**

2. regardless of the value of such property, such property is (a) residential real property, as defined by section 187.00 of this part, that is occupied as a home by at least one person;

(b) residential real property, as defined by section 187.00 of this part, that is owned by an elderly person, an incompetent, an incapacitated person, or a physically disabled person; or

(c) three or more residential real properties, as defined by section 187.00 of this part.

Criminal possession of stolen property in the first degree is a class B felony.

§ 4. This act shall take effect on the thirtieth day after it shall have become a law.