

STATE OF NEW YORK

6289

IN SENATE

(Prefiled)

January 4, 2006

Introduced by Sens. SALAND, BONACIC, DeFRANCISCO, FUSCHILLO, HANNON, LARKIN, LAVALLE, MALTESE, MARCELLINO, MARCHI, MORAHAN, PADAVAN, RATH, ROBACH, SPANO, WRIGHT -- 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 the crime of endangering the welfare of a child

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

1 Section 1. Section 260.10 of the penal law, subdivision 1 as amended  
2 by chapter 476 of the laws of 1990, subdivision 2 as amended  
3 by chapter 920 of the laws of 1982, is amended to read as follows:  
4 § 260.10 Endangering the welfare of a child.  
5 A person is guilty of endangering the welfare of a child  
when:  
6 1. He or she knowingly acts in a manner likely to be  
injurious to the  
7 physical, mental or moral welfare of a child less than  
seventeen years  
8 old or directs or authorizes such child to engage in an  
occupation  
9 involving a substantial risk of danger to his or her life or  
health; or  
10 2. Being a parent, guardian or other person legally charged  
with the  
11 care or custody of a child less than eighteen years old, he or  
she fails  
12 or refuses to exercise reasonable diligence in the control of  
such child  
13 to prevent him or her from becoming an "abused child," a  
"neglected

14 child," a "juvenile delinquent" or a "person in need of  
supervision," as

15 those terms are defined in articles ten, three and seven of  
the family

16 court act[-]; or

17 3. Being a parent, guardian or other person legally charged  
with the

18 care or custody of a child less than seven years old, he or  
she leaves

19 such child inside a motor vehicle without the supervision of  
a person

20 who is at least twelve years of age, under conditions which  
knowingly or

21 recklessly present a significant risk to the health or  
safety of such

22 child.

23 Endangering the welfare of a child is a class A misdemeanor.

24 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in  
brackets

[-] is old law to be omitted.

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