



New York State YMCA
Youth And Government

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Committee Assignment: Assembly Freedom 1

Bill #:AF-03

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2 **Sponsors:** Gabriella Fornuto, Ben Abbamonte, Mike Soprano, Jennifer Aki

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4 **An Act To:** Amend Penal Law § 210.15 to add false rape accusations.

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

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8 **Purpose**

9 To take action and respond to people that falsely accused other individuals of rape
10 and criminalized them.

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12 **Summary of Provisions**

13 **Section 1: Definitions**

14 **Perjury:** willingly lying under oath in court

15 **False accusation:** An untrue claim made by someone

16 **Class D felony:** A violent class D felony can have a 2-7 year sentence.

17 **Section 2** § 210.15 Perjury in the first degree.

18 A person is guilty of perjury in the first degree when he swears
19 falsely and when his false statement (a) consists of testimony, (b) falsely accuses
20 another person of rape, and ~~(b)~~(c) is material to the action, proceeding or matter
21 in which it is made. Perjury in the first degree is a class D felony.

22 **Justification**

23 When someone is under oath they swear to tell the truth and provide the court with
24 evidence and help the jury decide on the matter. When someone falsely accuses
25 someone of rape they criminalize them, and therefore ruin many aspects of their
26 lives. The person who falsely accused them lives on and leaves the person they hurt
27 behind bars, away from family, and friends. If their accusation is later found false,
28 it is not right to let them off simply, after they ruined a person's life in numerous
29 ways, and lied under oath. This is why they should be put on trial. The people who
30 commit this crime should face time in prison.

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32 **Fiscal Implications**

33 The only fiscal implication would be the cost of putting the person on trial.

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35 **Environmental Implications**

36 There are no environmental implications.

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38 **Effective Date**

39 This bill will go into effect six months after passage.