

6673

I N S E N A T E

March 8, 2012

Introduced by Sen. SALAND -- (at request of the Office of Court Administration) -- 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 authority to impose a sentence of a fine and conditional discharge upon conviction for the offense of driving while ability impaired

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Paragraphs (c) and (d) of subdivision 1 of section 60.20 of
2 the penal law, as amended by chapter 477 of the laws of 1970, are
3 amended and a new paragraph (e) is added to read as follows:
4 (c) A fine or a sentence to a term of imprisonment, or both, as
5 prescribed in and authorized by the provision that defines the infrac-
6 tion; [or]
7 (d) A sentence of intermittent imprisonment, as provided in article
8 eighty-five[.]; OR
9 (E) UPON A CONVICTION UNDER SUBDIVISION ONE OF SECTION ELEVEN HUNDRED
10 NINETY-TWO OF THE VEHICLE AND TRAFFIC LAW, A FINE OR A SENTENCE TO A
11 TERM OF IMPRISONMENT, OR BOTH AS PRESCRIBED IN THE VEHICLE AND TRAFFIC
12 LAW, AND A PERIOD OF CONDITIONAL DISCHARGE, AS PROVIDED IN ARTICLE
13 SIXTY-FIVE.
14 S 2. This act shall take effect on the thirtieth day after it shall
15 have become a law.

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

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