

6957--B

Cal. No. 927

I N   S E N A T E

April 16, 2012

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Introduced by Sen. ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the penal law, in relation to organized retail theft using an emergency exit

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

1     Section 1. Section 155.30 of the penal law is amended by adding a new  
2     subdivision 12 to read as follows:  
3     12. THE PROPERTY IS STOLEN FROM A RETAIL MERCANTILE ESTABLISHMENT AND,  
4     TO FACILITATE AN ORGANIZED RETAIL CRIME, THE PERSON LEAVES THE RETAIL  
5     MERCANTILE ESTABLISHMENT WITH SUCH PROPERTY BY USE OF A DESIGNATED EMER-  
6     GENCY EXIT. FOR THE PURPOSES OF THIS SUBDIVISION, THE TERM "RETAIL  
7     MERCANTILE ESTABLISHMENT" SHALL MEAN A PLACE WHERE GOODS, WARES, OR  
8     MERCHANDISE ARE OFFERED TO THE PUBLIC FOR SALE. FOR PURPOSES OF THIS  
9     SUBDIVISION, ORGANIZED RETAIL CRIME SHALL MEAN THE STEALING, EMBEZZLE-  
10    MENT, OR OBTAINING BY FRAUD, FALSE PRETENSES, OR OTHER ILLEGAL MEANS, OF  
11    RETAIL MERCHANDISE IN QUANTITIES THAT WOULD NOT NORMALLY BE PURCHASED  
12    FOR PERSONAL USE OR CONSUMPTION FOR THE PURPOSE OF RESELLING, TRADING,  
13    OR OTHERWISE REENTERING SUCH RETAIL MERCHANDISE INTO COMMERCE.  
14    S 2. This act shall take effect on the first of November next succeed-  
15    ing the date on which 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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