S T A T E O F N E W Y O R K

2926--A

Cal. No. 212

2013-2014 Regular Sessions

I N S E N A T E

January 25, 2013

Introduced by Sens. ZELDIN, MAZIARZ, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- reported favorably from said committee and committed to the Committee on Consumer Protection -- 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 criminal procedure law, in relation to establishing jurisdiction and venue for a pattern of criminal offenses

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

Section 1. Subdivision 4 of section 20.40 of the criminal procedure law is amended by adding a new paragraph (n) to read as follows:

(N) A PERSON MAY BE PROSECUTED FOR EACH OF THE ALLEGED CRIMINAL OFFENSES INCLUDED WITHIN A PATTERN OF CRIMINAL OFFENSES THAT ARE PART OF THE SAME PLAN, SCHEME, OR VENTURE OF ORGANIZED RETAIL CRIME, IN ANY COUNTY WHERE AT LEAST ONE ALLEGED CRIMINAL OFFENSE HAS OCCURRED AND SUCH OFFENSE IS PART OF THE ALLEGED PATTERN OF CRIMINAL ACTIVITY. FOR PURPOSES OF THIS PARAGRAPH, ORGANIZED RETAIL CRIME SHALL MEAN THE STEALING, EMBEZZLEMENT, OR OBTAINING BY FRAUD, FALSE PRETENSES, OR OTHER ILLEGAL MEANS, RETAIL MERCHANDISE IN QUANTITIES THAT WOULD NOT NORMALLY BE PURCHASED FOR PERSONAL USE OR CONSUMPTION, FOR THE PURPOSES OF RESELLING, TRADING, OR OTHERWISE REENTERING SUCH RETAIL MERCHANDISE IN COMMERCE.

S 2. This act shall take effect on the first of November next succeeding 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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