

4274--A

2013-2014 Regular Sessions

I N A S S E M B L Y

February 1, 2013

Introduced by M. of A. CUSICK -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

1 Section 1. Subdivision 4 of section 20.40 of the criminal procedure
2 law is amended by adding a new paragraph (n) to read as follows:
3 (N) A PERSON MAY BE PROSECUTED FOR EACH OF THE ALLEGED CRIMINAL
4 OFFENSES INCLUDED WITHIN A PATTERN OF CRIMINAL OFFENSES THAT ARE PART OF
5 THE SAME PLAN, SCHEME, OR VENTURE OF ORGANIZED RETAIL CRIME, IN ANY
6 COUNTY WHERE AT LEAST ONE ALLEGED CRIMINAL OFFENSE HAS OCCURRED AND SUCH
7 OFFENSE IS PART OF THE ALLEGED PATTERN OF CRIMINAL ACTIVITY. FOR
8 PURPOSES OF THIS PARAGRAPH, ORGANIZED RETAIL CRIME SHALL MEAN THE STEAL-
9 ING, EMBEZZLEMENT, OR OBTAINING BY FRAUD, FALSE PRETENSES, OR OTHER
10 ILLEGAL MEANS, RETAIL MERCHANDISE IN QUANTITIES THAT WOULD NOT NORMALLY
11 BE PURCHASED FOR PERSONAL USE OR CONSUMPTION, FOR THE PURPOSES OF
12 RESELLING, TRADING, OR OTHERWISE REENTERING SUCH RETAIL MERCHANDISE IN
13 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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