

STATE OF NEW YORK

5066

2017-2018 Regular Sessions

IN ASSEMBLY

February 6, 2017

Introduced by M. of A. O'DONNELL, WEPRIN, SEPULVEDA -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to youthful offender procedure and accusatory instruments

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

1 Section 1. Subdivision 3 of section 720.15 of the criminal procedure
2 law, as amended by chapter 774 of the laws of 1985, is amended to read
3 as follows:

4 3. [~~The provisions of subdivisions one and two of this section requir-~~
5 ~~ing or authorizing the accusatory instrument filed against a youth to be~~
6 ~~sealed, and the arraignment and all proceedings in the action to be~~
7 ~~conducted in private shall not apply in connection with a pending charge~~
8 ~~of committing any felony offense as defined in the penal law.~~] The

9 provisions of subdivision one requiring the accusatory instrument filed
10 against a youth to be sealed shall not apply where such youth has previ-
11 ously been adjudicated a youthful offender for a felony offense or
12 convicted of a crime.

13 § 2. This act shall take effect immediately and shall apply to all
14 accusatory instruments filed on or after such effective date.

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

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