

STATE OF NEW YORK

6764

2017-2018 Regular Sessions

IN SENATE

June 16, 2017

Introduced by Sen. LANZA -- (at request of the Office of Court Administration) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the criminal procedure law, in relation to waiver of pre-sentence investigations and reports

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

1 Section 1. Subdivision 5 of section 390.20 of the criminal procedure
2 law, as added by chapter 556 of the laws of 2013, is amended to read as
3 follows:
4 5. Negotiated sentence of imprisonment. [~~In any city having a popu-~~
5 ~~lation of one million or more and notwithstanding~~ **Notwithstanding** the
6 provisions of subdivision one or two of this section, a pre-sentence
7 investigation and written report thereon shall not be required where a
8 negotiated sentence of imprisonment for a term of three hundred sixty-
9 five days or less has been mutually agreed upon by the parties with
10 consent of the judge, as a result of a conviction or revocation of a
11 sentence of probation.
12 § 2. This act shall take effect on the ninetieth day after it shall
13 have become a law.

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

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