

STATE OF NEW YORK

6235

2019-2020 Regular Sessions

IN ASSEMBLY

March 4, 2019

Introduced by M. of A. MOSLEY -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to consecutive sentencing for certain crimes that occur at a place of religious worship

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

1 Section 1. Subdivision 2 of section 70.25 of the penal law, as amended
2 by chapter 56 of the laws of 1984, is amended to read as follows:

3 2. When more than one sentence of imprisonment is imposed on a person
4 for two or more offenses committed through a single act or omission, or
5 through an act or omission which in itself constituted one of the
6 offenses and also was a material element of the other, the sentences,
7 except if one or more of such sentences is for a violation of section
8 270.20 of this chapter, must run concurrently; provided, however, that
9 sentences shall run consecutively whenever (a) one or more of such
10 sentences is for a conviction under section 125.10 (criminally negligent
11 homicide), section 125.11 (aggravated criminally negligent homicide),
12 section 125.12 (vehicular manslaughter in the second degree), section
13 125.13 (vehicular manslaughter in the first degree), section 125.14
14 (aggravated vehicular homicide), section 125.15 (manslaughter in the
15 second degree), section 125.20 (manslaughter in the first degree),
16 section 125.21 (aggravated manslaughter in the second degree), section
17 125.22 (aggravated manslaughter in the first degree), section 125.25
18 (murder in the second degree), section 125.26 (aggravated murder), or
19 section 125.27 (murder in the first degree) of this chapter; and (b) the
20 act or omission occurred in any building, structure or upon the curti-
21 lage of such building or structure used as a place of religious worship
22 by a religious corporation, as incorporated under the religious corpo-
23 rations law or the education law.

24 § 2. This act shall take effect on the first of November next succeed-
25 ing the date upon which it shall have become a law.

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

LBD00583-01-9