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

2277

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. REILICH, KOLB, CALHOUN, RAIA, ERRIGO, FINCH -- Multi-Sponsored by -- M. of A. BACALLES, McDONOUGH, TOWNSEND -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to consecutive sentences for sexual offenders on probation

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

Section 1. Subdivision 4 of section 60.01 of the penal law, as amended by chapter 548 of the laws of 1984, is amended to read as follows:

4. In any case where a person has been sentenced to a period of probation imposed pursuant to section 65.00 of this chapter, if the part of the sentence that provides for probation is revoked, the court must sentence such person to imprisonment or to the sentence of imprisonment and probation as provided for in paragraph (d) of subdivision two of this section; PROVIDED, HOWEVER, EVERY SUCH SENTENCE OF IMPRISONMENT FOR A PERSON CONVICTED OF AN OFFENSE CONTAINED IN ARTICLE ONE HUNDRED THIRTY OF THIS CHAPTER OR SECTION 255.25, 263.05, 263.10 OR 263.15 OF THIS CHAPTER SHALL RUN CONSECUTIVELY TO ANY OTHER TERM OF IMPRISONMENT IMPOSED FOR ANOTHER SUCH OFFENSE BY A COURT OF THIS STATE.

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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