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

4337

2009-2010 Regular Sessions

I N A S S E M B L Y

February 3, 2009

Introduced by M. of A. SEMINERIO, WALKER, GIGLIO, CROUCH, HOOPER -- Multi-Sponsored by -- M. of A. COLTON, MILLER, PHEFFER -- read once and referred to the Committee on Codes

AN ACT to amend the penal law and the public health law, in relation to the sale of high purity cocaine

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

Section 1. Section 220.00 of the penal law is amended by adding a new subdivision 18 to read as follows:

18. "HIGH PURITY COCAINE" MEANS ANY AGGREGATE OF COMPOUNDS, DERIVATIVES, OR PREPARATIONS THAT CONTAIN COCAINE, ITS SALTS OR ISOMERS, OF A PURITY OF SEVENTY PERCENT OR MORE COCAINE.

S 2. Subdivision 7 of section 220.41 of the penal law, as amended by chapter 75 of the laws of 1995, is amended and a new subdivision 8 is added to read as follows:

7. methadone and the methadone weighs three hundred sixty milligrams or more[.]; OR

8. FIVE HUNDRED MILLIGRAMS OR MORE OF HIGH PURITY COCAINE.

S 3. Section 3302 of the public health law is amended by adding a new subdivision 4-a to read as follows:

4-A. "HIGH PURITY COCAINE" MEANS ANY AGGREGATE OF COMPOUNDS, DERIVATIVES, OR PREPARATIONS THAT CONTAIN COCAINE, ITS SALTS OR ISOMERS, OF A PURITY OF SEVENTY PERCENT OR MORE COCAINE.

S 4. 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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