

4552

2009-2010 Regular Sessions

I N A S S E M B L Y

February 5, 2009

Introduced by M. of A. AUBRY, CYMBROWITZ, CUSICK, LANCMAN, PERALTA, CLARK, NOLAN, MILLMAN -- Multi-Sponsored by -- M. of A. COOK, GIANARIS, HEVESI, MARKEY, PHEFFER, SEMINERIO, TITUS -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law and the criminal procedure law, in relation to unlawful solicitation of ground transportation services at an airport

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

1 Section 1. Subdivision 4 of section 1220-b of the vehicle and traffic
2 law, as added by chapter 313 of the laws of 1994, is amended to read as
3 follows:
4 4. [Any person who engages in the unlawful solicitation of ground
5 transportation services at an airport shall for a first conviction ther-
6 eof be punished by a fine of not less than one hundred dollars nor more
7 than two hundred fifty dollars, or by imprisonment of not more than
8 fifteen days or by both such fine and imprisonment; for a second
9 conviction thereof, both of which were committed within a period of
10 twelve months, such person shall be punished by a fine of not less than
11 two hundred fifty dollars nor more than one thousand dollars, or by
12 imprisonment of not more than thirty days or by both such fine and
13 imprisonment; upon a third or subsequent conviction thereof, all of
14 which were committed within a period of eighteen months, such person
15 shall be guilty of a misdemeanor punishable by a fine of not less than
16 seven hundred fifty dollars, nor more than one thousand five hundred
17 dollars, or by imprisonment of not more than forty-five days, or by both
18 such fine and imprisonment. Notwithstanding any contrary provision of
19 law, any charge alleging a violation of this section shall be returnable
20 before a court having jurisdiction over misdemeanors] UNLAWFUL SOLICITA-
21 TION OF GROUND TRANSPORTATION AT AN AIRPORT IS A CLASS A MISDEMEANOR.

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

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1 S 2. Paragraph (e) of subdivision 1 of section 160.10 of the criminal
2 procedure law, as added by chapter 344 of the laws of 1976, is amended
3 and a new paragraph (f) is added to read as follows:

4 (e) Loitering for the purpose of engaging in a prostitution offense
5 as defined in subdivision two of section 240.37 of the penal law[.]; OR

6 (F) UNLAWFUL SOLICITATION OF GROUND TRANSPORTATION SERVICES AT AN
7 AIRPORT AS DEFINED IN SECTION TWELVE HUNDRED TWENTY-B OF THE VEHICLE AND
8 TRAFFIC LAW.

9 S 3. This act shall take effect immediately.