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

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:

Section 1. Subdivision 4 of section 1220-b of the vehicle and traffic law, as added by chapter 313 of the laws of 1994, is amended to read as follows:

4. [Any person who engages in the unlawful solicitation of ground transportation services at an airport shall for a first conviction thereof be punished by a fine of not less than one hundred dollars nor more than two hundred fifty dollars, or by imprisonment of not more than fifteen days or by both such fine and imprisonment; for a second conviction thereof, both of which were committed within a period of twelve months, such person shall be punished by a fine of not less than two hundred fifty dollars nor more than one thousand dollars, or by imprisonment of not more than thirty days or by both such fine and imprisonment; upon a third or subsequent conviction thereof, all of which were committed within a period of eighteen months, such person shall be guilty of a misdemeanor punishable by a fine of not less than seven hundred fifty dollars, nor more than one thousand five hundred dollars, or by imprisonment of not more than forty-five days, or by both such fine and imprisonment. Notwithstanding any contrary provision of law, any charge alleging a violation of this section shall be returnable before a court having jurisdiction over misdemeanors] UNLAWFUL SOLICITATION 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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S 2. Paragraph (e) of subdivision 1 of section 160.10 of the criminal procedure law, as added by chapter 344 of the laws of 1976, is amended and a new paragraph (f) is added to read as follows:

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

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

S 3. This act shall take effect immediately.