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

5824

2009-2010 Regular Sessions

I N A S S E M B L Y

February 20, 2009

Introduced by M. of A. McKEVITT, WALKER, FINCH, ALFANO, KOLB, McDONOUGH -- Multi-Sponsored by -- M. of A. BACALLES, BARRA, CROUCH -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to mandatory dispositions and commission of a felony offense while in possession of a firearm

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

Section 1. The penal law is amended by adding a new section 60.14 to read as follows:

S 60.14 MANDATORY DISPOSITIONS; COMMISSION OF A FELONY OFFENSE WHILE IN POSSESSION OF A FIREARM.

WHEN A PERSON IS CONVICTED OF A FELONY OFFENSE THAT HAS BEEN COMMITTED WHILE IN THE POSSESSION OR ACCOMPANIMENT OF A FIREARM, THE COURT'S SENTENCE OF SUCH DEFENDANT IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE SEVENTY OF THIS TITLE SHALL INCLUDE A MANDATORY ADDITIONAL SENTENCE OF IMPRISONMENT FOR FIVE YEARS.

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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