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

6986

2009-2010 Regular Sessions

I N A S S E M B L Y

March 18, 2009

Introduced by M. of A. SALADINO -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the imposition of community service for the crime of making graffiti and possession of graffiti instruments

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 60.31 to read as follows:

S 60.31 AUTHORIZED DISPOSITION, MAKING GRAFFITI AND POSSESSION OF GRAFFITI INSTRUMENTS.

WHEN A PERSON YOUNGER THAN EIGHTEEN YEARS OF AGE IS CONVICTED OF MAKING GRAFFITI PURSUANT TO SECTION 145.60, OR POSSESSION OF GRAFFITI INSTRUMENTS, PURSUANT TO SECTION 145.65, AND THE SENTENCE IMPOSED FOR SUCH CONVICTION INCLUDES COMMUNITY SERVICE OR SERVICES FOR THE PUBLIC GOOD, SUCH SENTENCE SHALL REQUIRE THAT A PARENT OR LEGAL GUARDIAN OF SUCH PERSON BE PRESENT AND IN ATTENDANCE WHILE SUCH PERSON PERFORMS SUCH COMMUNITY SERVICE.

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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