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

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2009-2010 Regular Sessions

I N S E N A T E

February 25, 2009

Introduced by Sens. PADAVAN, LARKIN, VOLKER -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to imposing mandatory minimum sentences of imprisonment upon persons convicted of theft offenses involving motor vehicles

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 60.36 to read as follows:

S 60.36 AUTHORIZED DISPOSITIONS; THEFT OFFENSES INVOLVING MOTOR VEHICLES.

WHEN A PERSON IS TO BE SENTENCED UPON A CONVICTION OF THE CRIME OF GRAND LARCENY IN THE FOURTH DEGREE AS DEFINED IN SUBDIVISION EIGHT OF SECTION 155.30 OF THIS CHAPTER OR CRIMINAL POSSESSION OF STOLEN PROPERTY IN THE FOURTH DEGREE AS DEFINED BY SUBDIVISION FIVE OF SECTION 165.45 OF THIS CHAPTER, THE COURT MUST SENTENCE THE DEFENDANT TO A MANDATORY MINIMUM TERM OF IMPRISONMENT OF SIX MONTHS.

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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