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

4254

2009-2010 Regular Sessions

I N S E N A T E

April 20, 2009

Introduced by Sens. SCHNEIDERMAN, DIAZ, PARKER -- (at request of the Office of Court Administration) -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to geographical jurisdiction of offenses

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

Section 1. Subdivision 2 of section 20.40 of the criminal procedure law is amended by adding a new paragraph (f) to read as follows:

(F) THERE IS A LOGICAL NEXUS BETWEEN THE CONDUCT AND SUCH COUNTY, AND NO OTHER COUNTY WITHIN THE STATE OTHERWISE HAS JURISDICTION PURSUANT TO THIS SECTION. EVIDENCE OF A LOGICAL NEXUS MAY INCLUDE THE PLACE OF RESIDENCE OF WITNESSES RELEVANT TO THE PROSECUTION OR ANY OTHER RELEVANT FACT THAT ESTABLISHES GOOD CAUSE FOR SUCH COUNTY TO EXERCISE GEOGRAPHICAL JURISDICTION OVER THE CONDUCT.

S 2. This act shall take effect on the first of November next succeeding the date on which it shall have become a law, and shall apply only to offenses where the conduct constituting the offense occurred on or after such effective date.

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

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