

623

2009-2010 Regular Sessions

I N   S E N A T E

January 9, 2009

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Introduced by Sen. ROBACH -- 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 consecutive sentences for sexual offenders on probation

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

1     Section 1. Subdivision 4 of section 60.01 of the penal law, as amended  
2     by chapter 548 of the laws of 1984, is amended to read as follows:  
3     4. In any case where a person has been sentenced to a period of  
4     probation imposed pursuant to section 65.00 of this chapter, if the part  
5     of the sentence that provides for probation is revoked, the court must  
6     sentence such person to imprisonment or to the sentence of imprisonment  
7     and probation as provided for in paragraph (d) of subdivision two of  
8     this section; PROVIDED, HOWEVER, EVERY SUCH SENTENCE OF IMPRISONMENT FOR  
9     A PERSON CONVICTED OF AN OFFENSE CONTAINED IN ARTICLE ONE HUNDRED THIRTY  
10    OF THIS CHAPTER OR SECTION 255.25, 255.26, 255.27, 263.05, 263.10 OR  
11    263.15 OF THIS CHAPTER SHALL RUN CONSECUTIVELY TO ANY OTHER TERM OF  
12    IMPRISONMENT IMPOSED FOR ANOTHER SUCH OFFENSE BY A COURT OF THIS STATE.  
13    S 2. This act shall take effect on the first of November next succeeding  
14    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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