

1046

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. DESTITO, JOHN, PRETLOW, KOON, CLARK -- read once
and referred to the Committee on Governmental Operations

AN ACT to amend the general business law and the executive law, in
relation to the disposition of certain fines

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

1 Section 1. The general business law is amended by adding a new section
2 347-a to read as follows:
3 S 347-A. FINES PAYABLE TO CRIME VICTIMS BOARD. FOLLOWING SENTENCING
4 FOR A CRIME PURSUANT TO SECTION THREE HUNDRED FORTY-ONE OF THIS ARTICLE
5 OR UPON A JUDGMENT PURSUANT TO SECTION THREE HUNDRED FORTY-TWO-A OF THIS
6 ARTICLE, THE COURT IN ITS DISCRETION MAY DETERMINE THAT ANY FINE OR
7 PENALTY OR ANY PORTION THEREOF SHALL BE PAID TO THE CRIME VICTIMS BOARD
8 TO BE EXPENDED FOR ANY PURPOSE OF ARTICLE TWENTY-TWO OF THE EXECUTIVE
9 LAW AS PROVIDED BY SUBDIVISION NINETEEN OF SECTION SIX HUNDRED
10 TWENTY-THREE OF SUCH LAW.
11 S 2. Subdivision 19 of section 623 of the executive law, as added by
12 chapter 688 of the laws of 1985, is amended to read as follows:
13 19. To accept, with the approval of the governor, as agent of the
14 state, any grant including federal grants, ANY FINES OR PENALTIES
15 IMPOSED PURSUANT TO SECTION THREE HUNDRED FORTY-ONE OR THREE HUNDRED
16 FORTY-TWO-A OF THE GENERAL BUSINESS LAW AND MADE PAYABLE TO THE BOARD
17 PURSUANT TO SECTION THREE HUNDRED FORTY-SEVEN-A OF SUCH LAW, or any gift
18 for the purposes of this article. Any monies so received may be expended
19 by the board to effectuate any purpose of this article, subject to the
20 applicable provisions of the state finance law.
21 S 3. This act shall take effect on the sixtieth day after it shall
22 have become a law and shall apply to any judgment entered or fine or
23 penalty imposed on or after such date.

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

LBD03313-01-9