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

5491

2009-2010 Regular Sessions

I N A S S E M B L Y

February 13, 2009

Introduced by M. of A. McKEVITT, ERRIGO, WALKER, ALFANO, BARRA -- Multi-Sponsored by -- M. of A. CALHOUN, CROUCH, FINCH, McDONOUGH -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to corporate defendants

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

Section 1. Section 600.20 of the criminal procedure law is amended to read as follows:

S 600.20 Corporate defendants; prosecution thereof.

At all stages of a criminal action, from the commencement thereof through sentence, a corporate defendant must appear by counsel. Upon failure of appearance at the time such defendant is required to enter a plea to the accusatory instrument, the court may enter a plea of guilty and impose sentence. UPON FINDING A CORPORATE DEFENDANT LIABLE, THE DISTRICT ATTORNEY MAY SIMULTANEOUSLY FILE A CIVIL JUDGMENT AGAINST SUCH CORPORATE DEFENDANT.

S 2. This act shall take effect immediately.

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

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