

7618

2009-2010 Regular Sessions

I N A S S E M B L Y

April 17, 2009

Introduced by M. of A. ORTIZ, ALFANO -- Multi-Sponsored by -- M. of A. BARRA -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the crime of display of sexual material in a vehicle

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

1 Section 1. The penal law is amended by adding a new section 245.12 to
2 read as follows:

3 S 245.12 DISPLAY OF SEXUAL MATERIAL IN A VEHICLE.

4 1. A PERSON IS GUILTY OF DISPLAY OF SEXUAL MATERIAL IN A VEHICLE WHEN
5 HE OR SHE IS IN A VEHICLE THAT IS LOCATED IN A PUBLIC PLACE AND A SEXU-
6 ALLY EXPLICIT VIDEO IS BEING DISPLAYED ON A VIDEO OR TELEVISION SCREEN
7 LOCATED WITHIN THAT VEHICLE.

8 2. THE CRIME OF DISPLAY OF SEXUAL MATERIAL IN A VEHICLE SHALL BE
9 PUNISHABLE BY UP TO TWO THOUSAND HOURS OF COMMUNITY SERVICE.

10 3. ANY PERSON CONVICTED OF THE CRIME OF DISPLAY OF SEXUAL MATERIAL IN
11 A VEHICLE SHALL, IN ADDITION TO ANY COMMUNITY SERVICE REQUIRED TO BE
12 PERFORMED, HAVE ONE POINT ADDED TO HIS OR HER DRIVING RECORD.

13 DISPLAY OF SEXUAL MATERIAL IN A VEHICLE IS A VIOLATION.

14 S 2. The commissioner of motor vehicles is authorized and directed to
15 implement and/or amend any rule or regulation necessary for the timely
16 implementation of this act on its effective date.

17 S 3. This act shall take effect on the one hundred twentieth day after
18 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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