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

7753

2011-2012 Regular Sessions

I N A S S E M B L Y

May 16, 2011

Introduced by M. of A. TENNEY, BLANKENBUSH -- Multi-Sponsored by -- M. of A. PALMESANO -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the regulation of pseudoephedrine

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

Section 1. Section 220.72 of the penal law, as added by chapter 394 of the laws of 2005, is amended to read as follows:

S 220.72 Criminal possession of precursors of methamphetamine.

1. A person is guilty of criminal possession of precursors of methamphetamine when he or she possesses at the same time a precursor and a solvent or chemical reagent, with intent to use or knowing that another intends to use each such precursor, solvent or chemical reagent to unlawfully manufacture methamphetamine.

2. IT SHALL BE ILLEGAL AND A VIOLATION OF SUBDIVISION ONE OF THIS SECTION FOR ANY PERSON TO PURCHASE OR SELL AN AMOUNT IN EXCESS OF 3.6 GRAMS A DAY OR 9.0 GRAMS PER MONTH OF PSEUDOEPHEDRINE WITHOUT REGARD TO THE NUMBER OF TRANSACTIONS.

[Criminal possession of precursors of methamphetamine] 3. ANY VIOLATION OF SUBDIVISION ONE OR TWO OF THIS SECTION is a class E felony.

S 2. This act shall take effect immediately.

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

LBD11423-01-1