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

8260--A

2011-2012 Regular Sessions

I N A S S E M B L Y

June 9, 2011

Introduced by M. of A. RA -- read once and referred to the Committee on Correction -- recommitted to the Committee on Correction in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the correction law, in relation to prohibiting registered sex offenders from residing in certain locations

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

Section 1. Section 168-w of the correction law, as relettered by chapter 604 of the laws of 2005, is relettered section 168-x and a new section 168-w is added to read as follows:

S 168-W. REGISTERED SEX OFFENDER RESIDENCE LIMITATION. 1. NO SEX OFFENDER REQUIRED TO REGISTER UNDER THIS ARTICLE SHALL RESIDE WITHIN ONE THOUSAND FEET OF THE BOUNDARIES OF ANY PUBLIC OR PRIVATE ELEMENTARY, SECONDARY OR VOCATIONAL SCHOOL, OR WITH FIVE HUNDRED FEET OF THE BOUNDARY OF ANY PUBLIC PARK, OR WITHIN TWO THOUSAND FEET OF THE RESIDENCE OF THE VICTIM OF THE REGISTERED SEX OFFENDER.

2. "BOUNDARIES OF ANY SCHOOL" MEANS IN, ON OR WITHIN ANY BUILDING, STRUCTURE, ATHLETIC PLAYING FIELD, PLAYGROUND OR LAND CONTAINED WITHIN THE REAL PROPERTY BOUNDARY LINE OF A PUBLIC OR PRIVATE ELEMENTARY, SECONDARY OR VOCATIONAL SCHOOL, OR SIMILAR EDUCATIONAL INSTITUTION WHERE CHILDREN ARE IN DAILY ATTENDANCE.

3. ANY DESIGNATED SEX OFFENDER WHO VIOLATES ANY PROVISION OF SUBDIVISION ONE OF THIS SECTION SHALL BE GUILTY OF A CLASS E FELONY.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

LBD11826-02-2