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

4656

2011-2012 Regular Sessions

I N S E N A T E

April 14, 2011

Introduced by Sens. FUSCHILLO, DeFRANCISCO, JOHNSON, LARKIN, OPPENHEIMER, PARKER, PERKINS, ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to the criminal sale of controlled substances on school grounds

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

Section 1. Subdivision 14 of section 220.00 of the penal law, as amended by chapter 292 of the laws of 1994, is amended to read as follows:

14. "School grounds" means (a) in or 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, parochial, intermediate, junior high, vocational, [or] high school OR DAY CARE FACILITY, or (b) any area accessible to the public located within one thousand feet of the real property boundary line comprising any such school OR FACILITY or any parked automobile or other parked vehicle located within one thousand feet of the real property boundary line comprising any such school OR FACILITY. For the purposes of this section an "area accessible to the public" shall mean sidewalks, streets, parking lots, parks, playgrounds, stores and restaurants.

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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