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

5761

2013-2014 Regular Sessions

I N S E N A T E

June 12, 2013

Introduced by Sen. GOLDEN -- 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 sentencing

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

Section 1. Subdivision 3 of section 70.08 of the penal law, as amended by section 7 of chapter 107 of the laws of 2006, is amended by adding a new paragraph (d) to read as follows:

(D) FOR A CLASS E FELONY THE MINIMUM PERIOD MUST BE AT LEAST THREE YEARS AND MUST NOT EXCEED TWENTY-FIVE YEARS.

S 2. Subdivision 3 of section 70.08 of the penal law, as amended by section 8 of chapter 107 of the laws of 2006, is amended by adding a new paragraph (d) to read as follows:

(D) FOR A CLASS E FELONY THE MINIMUM PERIOD MUST BE AT LEAST THREE YEARS AND MUST NOT EXCEED TWENTY-FIVE YEARS.

S 3. This act shall take effect immediately; provided, however that this act shall apply to offenses committed on or after such effective date; and provided further that the amendments to subdivision 3 of section 70.08 of the penal law made by section one of this act shall be subject to the expiration and reversion of such subdivision pursuant to subdivision d of section 74 of chapter 3 of the laws of 1995, as amended, when upon such date the provisions of section two of this act shall take effect.

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

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