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

7246

I N S E N A T E

May 7, 2014

Introduced by Sen. NOZZOLIO -- 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 promotion of prison contraband

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

Section 1. Sections 205.20 and 205.25 of the penal law are amended to read as follows:

S 205.20 Promoting prison contraband in the second degree.

A person is guilty of promoting prison contraband in the second degree when:

1. He OR SHE knowingly and unlawfully introduces any contraband into a detention facility; or

2. Being a person confined in a detention facility, he OR SHE knowingly and unlawfully makes, obtains or possesses any contraband.

Promoting prison contraband in the second degree is a class [A misdemeanor] E FELONY.

S 205.25 Promoting prison contraband in the first degree.

A person is guilty of promoting prison contraband in the first degree when:

1. He OR SHE knowingly and unlawfully introduces any dangerous contraband into a detention facility; or

2. Being a person confined in a detention facility, he OR SHE knowingly and unlawfully makes, obtains or possesses any dangerous contraband.

Promoting prison contraband in the first degree is a class [D] C 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.

LBD14470-02-4