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

3759

2013-2014 Regular Sessions

I N A S S E M B L Y

January 29, 2013

Introduced by M. of A. DUPREY -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to prohibiting level two and level three sex offenders from entering or utilizing campgrounds

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

Section 1. The correction law is amended by adding a new section 168-vv to read as follows:

S 168-VV. PROHIBITION ON UTILIZING OR ENTERING CAMPGROUNDS. ANY PERSON WHO IS DESIGNATED A LEVEL TWO OR A LEVEL THREE SEX OFFENDER PURSUANT TO SUBDIVISION SIX OF SECTION ONE HUNDRED SIXTY-EIGHT-L OF THIS ARTICLE OR ANY PERSON CONVICTED OF AN OFFENSE IN ANY OTHER JURISDICTION WHO IS REQUIRED TO REGISTER AS A SEX OFFENDER IN THE JURISDICTION IN WHICH THE CONVICTION OCCURRED SHALL BE PROHIBITED FROM ENTERING OR UTILIZING ANY PRIVATE OR MUNICIPALLY-OWNED CAMPGROUND OR ANY CAMPGROUND THAT IS OPERATED BY THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION OR THE OFFICE OF PARKS, RECREATION, AND HISTORICAL PRESERVATION. FOR THE PURPOSE OF THIS SECTION CAMPGROUND SHALL MEAN ANY AREA DESIGNED FOR TRANSIENT OCCUPANCY BY CAMPING IN TENTS, CAMP TRAILERS, TRAVEL TRAILERS, MOTOR HOMES OR SIMILAR FACILITY DESIGNED FOR TEMPORARY SHELTER.

ANY LEVEL TWO OF LEVEL THREE SEX OFFENDER, OR ANY PERSON CONVICTED OF AN OFFENSE IN ANY OTHER JURISDICTION WHO IS REQUIRED TO REGISTER AS A SEX OFFENDER IN THE JURISDICTION IN WHICH THE CONVICTION OCCURRED WHO VIOLATES THIS SECTION SHALL BE GUILTY OF A CLASS A MISDEMEANOR UPON THE CONVICTION FOR THE FIRST OFFENSE, AND UPON THE CONVICTION FOR A SECOND OR SUBSEQUENT OFFENSE 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.

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