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

7891

2013-2014 Regular Sessions

I N A S S E M B L Y

June 7, 2013

Introduced by M. of A. LUPARDO -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to the payment of certain fines and mandatory surcharges

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

Section 1. Section 420.10 of the criminal procedure law is amended by adding a new subdivision 9 to read as follows:

9. WHEN THE COURT IMPOSES UPON AN INDIVIDUAL BOTH (A) A FINE FOR AN OFFENSE SPECIFIED IN SUBDIVISION NINE OF SECTION EIGHTEEN HUNDRED THREE OF THE VEHICLE AND TRAFFIC LAW, AND (B) A MANDATORY SURCHARGE SET FORTH IN PARAGRAPH (B) OF SUBDIVISION ONE OF SECTION EIGHTEEN HUNDRED NINE OF THE VEHICLE AND TRAFFIC LAW, SECTION EIGHTEEN HUNDRED NINE-C OF THE VEHICLE AND TRAFFIC LAW OR SECTION EIGHTEEN HUNDRED NINE-E OF THE VEHICLE AND TRAFFIC LAW, AND IMPOSES A SCHEDULE OF PAYMENTS, THE COURT SHALL ALSO DIRECT THAT PAYMENT OF THE FINE TAKE PRIORITY OVER THE PAYMENT OF ANY SUCH SURCHARGE.

S 2. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.

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

LBD11397-01-3