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7543

2015-2016 Regular Sessions

I N   A S S E M B L Y

May 18, 2015
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Introduced by M. of A. COOK -- Multi-Sponsored by -- M. of A. CLARK,
  COLTON, GLICK -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to enumerating sanctions
  against persons who sell alcoholic beverages to minors

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

1    Section 1. The closing paragraph of section 260.20 of the penal law,
2  as amended by chapter 362 of the laws of 1992, is amended to read as
3  follows:
4    Unlawfully dealing with a child in the first degree is a class A
5  misdemeanor AND ANY PERSON WHO VIOLATES THE PROVISIONS OF SUBDIVISION
6  TWO OF THIS SECTION SHALL, UPON FIRST CONVICTION THEREOF, BE PUNISHED BY
7  A FINE OF ONE HUNDRED TWENTY-FIVE DOLLARS OR BY IMPRISONMENT IN A COUNTY
8  JAIL OR PENITENTIARY FOR A TERM OF NOT LESS THAN THIRTY DAYS NOR MORE
9  THAN ONE YEAR OR BOTH, AND UPON A SECOND CONVICTION THEREOF SHALL BE
10 PUNISHED BY A FINE NOT LESS THAN TWO HUNDRED FIFTY DOLLARS OR BY IMPRI-
11 SONMENT IN A COUNTY JAIL OR PENITENTIARY FOR A TERM OF NOT LESS THAN
12 SIXTY DAYS NOR MORE THAN ONE YEAR OR BOTH, AND UPON A THIRD CONVICTION
13 THEREOF SHALL BE PUNISHED BY A FINE NOT LESS THAN THREE HUNDRED SEVEN-
14 TY-FIVE DOLLARS OR BY IMPRISONMENT IN A COUNTY JAIL OR PENITENTIARY FOR
15 A TERM OF NOT LESS THAN ONE HUNDRED TWENTY DAYS NOR MORE THAN ONE YEAR
16 OR BOTH, AND UPON A FOURTH CONVICTION THEREOF SHALL BE PUNISHED BY A
17 FINE NOT LESS THAN FIVE HUNDRED DOLLARS OR BY IMPRISONMENT IN A COUNTY
18 JAIL OR PENITENTIARY FOR A TERM OF NOT LESS THAN ONE HUNDRED EIGHTY DAYS
19 NOR MORE THAN ONE YEAR OR BOTH, AND UPON ALL SUBSEQUENT CONVICTIONS
20 THEREOF SHALL BE PUNISHED BY A FINE OF NOT LESS THAN ONE THOUSAND
21 DOLLARS OR BY IMPRISONMENT IN A COUNTY JAIL OR PENITENTIARY FOR A TERM
22 OF ONE YEAR OR BOTH.
23   S 2. This act shall take effect on the first of November next succeed-
24 ing 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.

                                                        LBD07038-01-5