# STATE OF NEW YORK

210

2017-2018 Regular Sessions

# IN ASSEMBLY

**(Prefiled)**

January 4, 2017

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.**

§ 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.

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