

# STATE OF NEW YORK

2915

2017-2018 Regular Sessions

## IN ASSEMBLY

January 23, 2017

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

AN ACT to amend the executive law, in relation to an ignition interlock device

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 15-a of section 259-c of the executive law, as  
2 amended by section 38-b of subpart A of part C of chapter 62 of the laws  
3 of 2011, is amended to read as follows:

4 15-a. Notwithstanding any other provision of law, where a person is  
5 serving a sentence for a violation of section 120.03, 120.04, 120.04-a,  
6 125.12, 125.13 or 125.14 of the penal law, or a felony as defined in  
7 paragraph (c) of subdivision one of section eleven hundred ninety-three  
8 of the vehicle and traffic law, if such person is released on parole or  
9 conditional release the board shall require as a mandatory condition of  
10 such release, that such person install and maintain, in accordance with  
11 the provisions of section eleven hundred ninety-eight of the vehicle and  
12 traffic law, an ignition interlock device in any motor vehicle owned or  
13 operated by such person during the term of such parole or conditional  
14 release for such crime.

15 The department of corrections and community  
16 supervision shall maintain the responsibility and costs of monitoring  
17 any person released on parole with the mandatory requirement of instal-  
18 lation of an ignition interlock device on his or her motor vehicle.

19 Provided further, however, the board may not otherwise authorize the  
20 operation of a motor vehicle by any person whose license or privilege to  
21 operate a motor vehicle has been revoked pursuant to the provisions of  
22 the vehicle and traffic law.

§ 2. This act shall take effect immediately.

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

LBD04046-01-7