STATE OF NEW YORK

2603

2021-2022 Regular Sessions

IN ASSEMBLY

January 19, 2021

Introduced by M. of A. EICHENSTEIN, ABBATE, BRABENEC, BUTTENSCHON, CYMBROWITZ, FAHY, THIELE, WOERNER, PAULIN, ROZIC -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to securing orders for principals charged with hate crimes

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

Section 1. Paragraph (m) of subdivision 4 of section 510.10 of the criminal procedure law, as added by section 2 of part UU of chapter 56 of the laws of 2020, is amended to read as follows:

(m) [~~assault in the third degree as defined in section 120.00 of the penal law or arson in the third degree as defined in section 150.10 of the penal law, when such crime is~~] any crime charged as a hate crime as defined in section 485.05 of the penal law;

§ 2. Subparagraph (xiii) of paragraph (b) of subdivision 1 of section 530.20 of the criminal procedure law, as amended by section 3 of part UU of chapter 56 of the laws of 2020, is amended to read as follows:

(xiii) [~~assault in the third degree as defined in section 120.00 of the penal law or arson in the third degree as defined in section 150.10 of the penal law, when such crime is~~] any crime charged as a hate crime as defined in section 485.05 of the penal law;

§ 3. Paragraph (m) of subdivision 4 of section 530.40 of the criminal procedure law, as added by section 4 of part UU of chapter 56 of the laws of 2020, is amended to read as follows:

(m) [~~assault in the third degree as defined in section 120.00 of the penal law or arson in the third degree as defined in section 150.10 of the penal law, when such crime is~~] any crime charged as a hate crime as defined in section 485.05 of the penal law;

§ 4. This act shall take effect immediately.

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

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