§ 60.02 Authorized disposition; youthful offender.

When a person is to be sentenced upon a youthful offender finding, the court must impose a sentence as follows:

(1) If the sentence is to be imposed upon a youthful offender finding which has been substituted for a conviction of an offense other than a felony, the court must impose a sentence authorized for the offense for which the youthful offender finding was substituted, except that if the youthful offender finding was entered pursuant to paragraph (b) of subdivision one of section 720.20 of the criminal procedure law, the court must not impose a definite or intermittent sentence of imprisonment with a term of more than six months; or

(2) If the sentence is to be imposed upon a youthful offender finding which has been substituted for a conviction for any felony, the court must impose a sentence authorized to be imposed upon a person convicted of a class E felony provided, however, that the court must not impose a sentence of conditional discharge or unconditional discharge if the youthful offender finding was substituted for a conviction of a felony defined in article two hundred twenty of this chapter.

(4) Notwithstanding any other provision of law in this section, if the sentence is to be imposed upon a youthful offender finding which has been substituted for a conviction of prostitution or loitering for the purposes of prostitution provided that the person does not stand charged with loitering for the purpose of patronizing a prostitute, and such offense occurred when the person was sixteen or seventeen years of age, the court must impose a sentence authorized to be imposed upon a person convicted of a violation as defined in subdivision three of section 10.00 of the penal law and where the court imposes a revocable sentence authorized for a violation may order any of the specialized services enumerated in title eight-A of article six of the social services law or other appropriate services made available to persons in need of supervision in accordance with article seven of the family court act.