



Legislation Text

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Int. No. 663-A

By Council Members Katz, Vallone Jr., Oddo, Addabbo Jr., Comrie, Fidler, Foster, Gennaro, Gentile, James, Koppell, Liu, McMahon, Monserrate, Nelson, Stewart, Sears, Gonzalez, Gallagher, Jackson, Weprin and The Public Advocate (Ms. Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to community service for certain graffiti offenses.

Be it enacted by the Council as follows:

Section 1. Subdivision f of section 10-117 of the administrative code of the city of New York, as amended by local law number 5 for the year 2003, is amended to read as follows:

f. Any person who violates the provisions of this section shall be guilty of a class B misdemeanor punishable by a fine of not more than five hundred dollars or imprisonment of not more than three months, or both. Any person who has been previously convicted of violating the provisions of this section shall be guilty of a class A misdemeanor punishable by a fine of not more than one thousand dollars or imprisonment of not more than one year, or both. When a person is convicted of an offense defined in subdivision a or b of this section, or of an attempt to commit such offense, and the sentence imposed by the court for such conviction includes a sentence of probation or conditional discharge, the court shall, where appropriate, include as a condition of such sentence the defendant's successful participation in a graffiti removal program pursuant to paragraph (h) of subdivision two of section 65.10 of the penal law.

§2. This local law shall take effect immediately.

12/8/05