S T A T E O F N E W Y O R K

642

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sens. GOLDEN, JOHNSON, MAZIARZ, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to employment limitations for level three sex offenders

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The correction law is amended by adding a new section 168-qq to read as follows:

S 168-QQ. LEVEL THREE SEX OFFENDERS EMPLOYMENT LIMITATION; PENALTY. 1. IT SHALL BE UNLAWFUL FOR ANY LEVEL THREE SEX OFFENDER TO WORK WITHIN FIVE HUNDRED FEET OF ANY PUBLIC OR PRIVATE NURSERY, ELEMENTARY OR SECONDARY SCHOOL OR LICENSED DAY CARE FACILITY.

2. NO EMPLOYER SHALL KNOWINGLY PERMIT OR CAUSE THE PLACEMENT OF ANY LEVEL THREE SEX OFFENDER AT ANY WORK LOCATION WITHIN FIVE HUNDRED FEET OF ANY PUBLIC OR PRIVATE NURSERY, ELEMENTARY OR SECONDARY SCHOOL OR LICENSED DAY CARE FACILITY.

3. THE EMPLOYMENT PROHIBITION ESTABLISHED BY SUBDIVISIONS ONE AND TWO OF THIS SECTION SHALL REMAIN IN EFFECT FOR AS LONG AS THE OFFENDER IS CLASSIFIED AS A LEVEL THREE SEX OFFENDER.

4. A SEX OFFENDER WHO KNOWINGLY VIOLATES THE PROVISIONS OF SUBDIVISION ONE OF THIS SECTION SHALL BE GUILTY OF A CLASS E FELONY.

S 2. This act shall take effect on the first of November next succeeding the date upon 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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