

S. 5876

A. 8558

2011-2012 Regular Sessions

S E N A T E - A S S E M B L Y

August 29, 2011

IN SENATE -- Introduced by Sen. GIANARIS -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

IN ASSEMBLY -- Introduced by M. of A. SIMOTAS -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the offense of forcible touching against a child

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

1 Section 1. The penal law is amended by adding a new section 130.51 to
2 read as follows:
3 S 130.51 FORCIBLE TOUCHING AGAINST A CHILD.
4 A PERSON IS GUILTY OF FORCIBLE TOUCHING AGAINST A CHILD WHEN SUCH
5 PERSON INTENTIONALLY, AND FOR NO LEGITIMATE PURPOSE, FORCIBLY TOUCHES
6 THE SEXUAL OR OTHER INTIMATE PARTS OF A CHILD FOR THE PURPOSE OF DEGRAD-
7 ING OR ABUSING SUCH CHILD; OR FOR THE PURPOSE OF GRATIFYING THE ACTOR'S
8 SEXUAL DESIRE, AND THE VICTIM IS LESS THAN THIRTEEN YEARS OLD. FOR THE
9 PURPOSES OF THIS SECTION, "FORCIBLE TOUCHING" INCLUDES SQUEEZING, GRAB-
10 BING OR PINCHING.
11 FORCIBLE TOUCHING AGAINST A CHILD IS A CLASS E FELONY.
12 S 2. This act shall take effect on the first of November next succeed-
13 ing the date on 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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