

STATE OF NEW YORK

6946

2025-2026 Regular Sessions

IN ASSEMBLY

March 18, 2025

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

AN ACT to amend the penal law, in relation to making sex trafficking a
violent felony

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

1 Section 1. Paragraph (a) of subdivision 1 of section 70.02 of the
2 penal law, as amended by chapter 23 of the laws of 2024, is amended to
3 read as follows:
4 (a) Class B violent felony offenses: an attempt to commit the class
5 A-I felonies of murder in the second degree as defined in section
6 125.25, kidnapping in the first degree as defined in section 135.25, and
7 arson in the first degree as defined in section 150.20; manslaughter in
8 the first degree as defined in section 125.20, aggravated manslaughter
9 in the first degree as defined in section 125.22, rape in the first
10 degree as defined in section 130.35, a crime formerly defined in section
11 130.50, aggravated sexual abuse in the first degree as defined in
12 section 130.70, course of sexual conduct against a child in the first
13 degree as defined in section 130.75, assault in the first degree as
14 defined in section 120.10, kidnapping in the second degree as defined in
15 section 135.20, burglary in the first degree as defined in section
16 140.30, arson in the second degree as defined in section 150.15, robbery
17 in the first degree as defined in section 160.15, sex trafficking as
18 defined in [~~paragraphs (a) and (b) of subdivision five of~~] section
19 230.34, sex trafficking of a child as defined in section 230.34-a,
20 incest in the first degree as defined in section 255.27, criminal
21 possession of a weapon in the first degree as defined in section 265.04,
22 criminal use of a firearm in the first degree as defined in section
23 265.09, criminal sale of a firearm in the first degree as defined in
24 section 265.13, aggravated assault upon a police officer or a peace
25 officer as defined in section 120.11, gang assault in the first degree

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

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1 as defined in section 120.07, intimidating a victim or witness in the
2 first degree as defined in section 215.17, hindering prosecution of
3 terrorism in the first degree as defined in section 490.35, criminal
4 possession of a chemical weapon or biological weapon in the second
5 degree as defined in section 490.40, and criminal use of a chemical
6 weapon or biological weapon in the third degree as defined in section
7 490.47.
8 § 2. This act shall take effect immediately.