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

1528

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. COLTON, BENEDETTO, ZEBROWSKI, GREENE, GIGLIO, RAIA, JAFFEE, SCHIMEL, PHEFFER, MAISEL, CLARK, WALKER, TOBACCO -- Multi-Sponsored by -- M. of A. ABBATE, BACALLES, CONTE, CROUCH, DUPREY, GORDON, JOHN, McDONOUGH, QUINN, REILLY, SPANO, SWEENEY, TOWNS, WEISENBERG -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the crime of disseminating indecent material to minors in the first degree

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

Section 1. Subdivision 1 of section 235.22 of the penal law, as amended by chapter 8 of the laws of 2007, is amended to read as follows:

1. knowing the character and content of the communication which, in whole or in part, depicts or describes, either in words, PICTURES or images actual or simulated nudity, sexual conduct or sado-masochistic abuse, and which is harmful to minors, he intentionally uses any computer communication system allowing the input, output, examination or transfer, of computer data or computer programs from one computer to another, to initiate or engage in such communication with a person who is a minor; and

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

LBD04324-01-9