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

1247

2009-2010 Regular Sessions

I N S E N A T E

January 28, 2009

Introduced by Sens. THOMPSON, DUANE, FOLEY, C. JOHNSON, ONORATO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to making the prostitution of a child by a parent or guardian a class B felony

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

Section 1. Section 230.32 of the penal law, as added by chapter 627 of the laws of 1978, is amended to read as follows:

S 230.32 Promoting prostitution in the first degree.

A person is guilty of promoting prostitution in the first degree when:

1. he OR SHE knowingly advances or profits from prostitution of a person less than eleven years old[.]; OR

2. BEING A PARENT, GUARDIAN OR OTHER PERSON LEGALLY CHARGED WITH THE CARE AND CUSTODY OF A CHILD LESS THAN EIGHTEEN YEARS OLD, HE OR SHE KNOWINGLY ADVANCES OR PROFITS FROM PROSTITUTION OF SUCH CHILD.

Promoting prostitution in the first degree is a class B felony.

S 2. This act shall take effect 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.

LBD04704-01-9