

1567

2009-2010 Regular Sessions

I N S E N A T E

February 3, 2009

Introduced by Sens. GOLDEN, BONACIC, FUSCHILLO, O. JOHNSON, MAZIARZ,
MORAHAN, SEWARD -- read twice and ordered printed, and when printed to
be committed to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to eliminating
the statute of limitations for class B violent felonies

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 2 of section 30.10 of the
2 criminal procedure law, as amended by chapter 467 of the law of 2008, is
3 amended to read as follows:
4 (a) A prosecution for a class A felony, A CLASS B VIOLENT FELONY, or
5 rape in the first degree as defined in section 130.35 of the penal law,
6 or a crime defined or formerly defined in section 130.50 of the penal
7 law, or aggravated sexual abuse in the first degree as defined in
8 section 130.70 of the penal law, or course of sexual conduct against a
9 child in the first degree as defined in section 130.75 of the penal law
10 may be commenced at any time;
11 S 2. This act shall take effect immediately and shall apply to
12 offenses committed on and after such date as well as to offenses commit-
13 ted prior thereto, provided that this act shall not apply to offenses
14 committed prior to such date on which the prosecution thereof was barred
15 under the provisions of section 30.10 of the criminal procedure law in
16 effect immediately prior to such date.

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

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