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

2114

2009-2010 Regular Sessions

I N S E N A T E

February 11, 2009

Introduced by Sens. GOLDEN, ALESI, O. JOHNSON, LAVALLE, MORAHAN, PADAVAN, SALAND, SEWARD, VOLKER, YOUNG -- 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 including within the offense of promoting prostitution in the first degree, the prostitution of a child by a parent, guardian or person charged with the care and custody of the child

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 [he]:

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

2. BEING THE PARENT, GUARDIAN OR OTHER PERSON LEGALLY CHARGED WITH THE CARE AND CUSTODY OF A CHILD LESS THAN SEVENTEEN 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 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.

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