

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

4885--A

2011-2012 Regular Sessions

I N A S S E M B L Y

February 9, 2011

Introduced by M. of A. BRENNAN, REILLY, GUNTHER, LANCMAN, MAISEL, GIBSON, P. RIVERA, N. RIVERA, SCARBOROUGH -- Multi-Sponsored by -- M. of A. BROOK-KRASNY, GALEF -- read once and referred to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to the promotion of prostitution

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

1 Section 1. Section 230.15 of the penal law is amended by adding a new
2 subdivision 3 to read as follows:
3 3. "PROMOTE PROSTITUTION." A PERSON "PROMOTES PROSTITUTION" WHEN HE OR
4 SHE KNOWINGLY, ISSUES, GIVES, MAILS, DISTRIBUTES OR TRANSMITS ANY WRIT-
5 TEN MATERIAL OR ELECTRONIC COMMUNICATION WHICH ADVERTISES THE PROVISION
6 OF SEXUAL CONDUCT IN RETURN FOR A FEE.
7 S 2. Section 230.20 of the penal law, as amended by chapter 215 of the
8 laws of 2011, is amended to read as follows:
9 S 230.20 Promoting prostitution in the fourth degree.
10 A person is guilty of promoting prostitution in the fourth degree when
11 he or she knowingly:
12 1. Advances, PROMOTES or profits from prostitution; or
13 2. With intent to advance, PROMOTE or profit from prostitution,
14 distributes or disseminates to ten or more people in a public place
15 obscene material, as such terms are defined by subdivisions one and two
16 of section 235.00 of this title, or material that depicts nudity, as
17 such term is defined by subdivision one of section 245.10 of this part.
18 Promoting prostitution in the fourth degree is a class [A misdemeanor]
19 E FELONY.
20 S 3. This act shall take effect on the first of November next succeed-
21 ing 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.

LBD01864-03-1