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

3203--A

Cal. No. 1391

2015-2016 Regular Sessions

I N S E N A T E

February 3, 2015

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- committee discharged and said bill committed to the Committee on Rules -- reported favorably from said committee, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the penal law, in relation to the crime of forcible touching

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

Section 1. The opening paragraph of section 130.52 of the penal law, as amended by chapter 264 of the laws of 2003, is amended and a new subdivision 2 is added to read as follows:

A person is guilty of forcible touching when such person intentionally, and for no legitimate purpose[,]:

1. forcibly touches the sexual or other intimate parts of another person for the purpose of degrading or abusing such person[;], or for the purpose of gratifying the actor's sexual desire[.]; OR

2. SUBJECTS ANOTHER PERSON TO SEXUAL CONTACT FOR THE PURPOSE OF GRATIFYING THE ACTOR'S SEXUAL DESIRE AND WITH INTENT TO DEGRADE OR ABUSE SUCH OTHER PERSON WHILE SUCH OTHER PERSON IS A PASSENGER ON A BUS, TRAIN, OR SUBWAY CAR OPERATED BY ANY TRANSIT AGENCY, AUTHORITY OR COMPANY, PUBLIC OR PRIVATE, WHOSE OPERATION IS AUTHORIZED BY NEW YORK STATE OR ANY OF ITS POLITICAL SUBDIVISIONS.

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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