

# STATE OF NEW YORK

6021--B

2017-2018 Regular Sessions

## IN SENATE

May 10, 2017

Introduced by Sen. JACOBS -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- recommitted to the Committee on Codes in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to prohibiting child sex offenders from possessing images of their victims

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The penal law is amended by adding a new section 263.35 to  
2 read as follows:

3 § 263.35 Criminal possession of an image of a minor victim.

4 A person is guilty of criminal possession of an image of a minor  
5 victim when he or she:

6 1. has been convicted of a sex offense as defined in subdivision two  
7 or three of section one hundred sixty-eight-a of the correction law,  
8 where the victim of such offense was a minor, and such person has  
9 possession of one or more images, recordings, or any other depictions of  
10 the victim or victims of such sex offense; or

11 2. knowingly disseminates to a person convicted of a sex offense as  
12 defined in subdivision two or three of section one hundred sixty-eight-a  
13 of the correction law, where the victim of such offense was a minor, one  
14 or more images, recordings, or any other depictions of the victim or  
15 victims of such sex offense.

16 Criminal possession of an image of a minor victim is a class E felony.

17 § 2. This act shall take effect on the first of November next succeed-  
18 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.

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