STATE OF NEW YORK

7231

IN SENATE

January 4, 2018

Introduced by Sen. PERALTA -- 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 the promotion of prostitution

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

Section 1. Section 230.15 of the penal law is amended by adding a new subdivision 3 to read as follows:

3. "Promote prostitution." A person "promotes prostitution" when he or she knowingly, issues, gives, mails, distributes or transmits any written material or electronic communication which advertises the provision of sexual conduct in return for a fee.

§ 2. Section 230.20 of the penal law, as amended by chapter 215 of the laws of 2011, is amended to read as follows:

§ 230.20 Promoting prostitution in the fourth degree.

A person is guilty of promoting prostitution in the fourth degree when he or she knowingly:

1. Advances**, promotes** or profits from prostitution; or

2. With intent to advance**, promote** or profit from prostitution, distributes or disseminates to ten or more people in a public place obscene material, as such terms are defined by subdivisions one and two of section 235.00 of this title, or material that depicts nudity, as such term is defined by subdivision one of section 245.10 of this part.

Promoting prostitution in the fourth degree is a class [~~A misdemeanor~~] **E felony**.

§ 3. 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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