STATE OF NEW YORK

7079

2021-2022 Regular Sessions

IN ASSEMBLY

April 21, 2021

Introduced by M. of A. BURDICK -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to including the use of a finger in the definition of course of sexual conduct against a child in the first degree

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

Section 1. Paragraphs (a) and (b) of subdivision 1 of section 130.75 of the penal law, as amended by chapter 264 of the laws of 2003, are amended to read as follows:

(a) he or she engages in two or more acts of sexual conduct, which includes at least one act of sexual intercourse, oral sexual conduct, anal sexual conduct**, inserting a finger in the vagina, urethra, penis, rectum or anus** or aggravated sexual contact, with a child less than eleven years old; or

(b) he or she, being eighteen years old or more, engages in two or more acts of sexual conduct, which include at least one act of sexual intercourse, oral sexual conduct, anal sexual conduct**, inserting a finger in the vagina, urethra, penis, rectum or anus** or aggravated sexual contact, with a child less than thirteen years old.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD10674-01-1