STATE OF NEW YORK

10588

IN ASSEMBLY

July 6, 2022

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Paulin) -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to allowing evidence of a defendant's prior sex offenses to be admissible in a sex offense proceeding

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

Section 1. The criminal procedure law is amended by adding a new section 60.77 to read as follows:

§ 60.77 Rules of evidence; admissibility of defendant committing a prior sex offense in a sex offense case.

1. In a criminal proceeding in which a defendant is accused of a sex offense, the court may admit evidence that the defendant committed any other sex offense. Such evidence may be considered on any matter to which it is relevant.

2. For purposes of this section, "sex offense" shall include any offense defined in article one hundred thirty or section 230.34 or 230.34-a of the penal law.

§ 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.

LBD15041-03-2