

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:

1 Section 1. Paragraphs (a) and (b) of subdivision 1 of section 130.75
2 of the penal law, as amended by chapter 264 of the laws of 2003, are
3 amended to read as follows:
4 (a) he or she engages in two or more acts of sexual conduct, which
5 includes at least one act of sexual intercourse, oral sexual conduct,
6 anal sexual conduct, inserting a finger in the vagina, urethra, penis,
7 rectum or anus or aggravated sexual contact, with a child less than
8 eleven years old; or
9 (b) he or she, being eighteen years old or more, engages in two or
10 more acts of sexual conduct, which include at least one act of sexual
11 intercourse, oral sexual conduct, anal sexual conduct, inserting a
12 finger in the vagina, urethra, penis, rectum or anus or aggravated sexu-
13 al contact, with a child less than thirteen years old.
14 § 2. This act shall take effect on the thirtieth day after it shall
15 have become a law.

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

LBD10674-01-1