STATE OF NEW YORK

4749

2023-2024 Regular Sessions

IN ASSEMBLY

February 23, 2023

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

AN ACT to amend the penal law, in relation to increasing the severity of rape in the second degree, criminal sexual act in the second degree, sexual abuse in the second degree and course of sexual conduct against a child in the second degree

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

Section 1. The closing paragraph of section 130.30 of the penal law, as amended by chapter 1 of the laws of 2000, is amended to read as follows:

Rape in the second degree is a class [~~D~~] C felony.

§ 2. The closing paragraph of section 130.45 of the penal law, as amended by chapter 264 of the laws of 2003, is amended to read as follows:

Criminal sexual act in the second degree is a class [~~D~~] C felony.

§ 3. The closing paragraph of section 130.60 of the penal law, as amended by chapter 1 of the laws of 2000, is amended to read as follows:

Sexual abuse in the second degree is a class [~~A misdemeanor~~] E felony.

§ 4. The closing paragraph of section 130.80 of the penal law, as amended by chapter 1 of the laws of 2000, is amended to read as follows:

Course of sexual conduct against a child in the second degree is a class [~~D~~] C felony.

§ 5. 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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