

STATE OF NEW YORK

8880

IN ASSEMBLY

January 26, 2024

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

AN ACT to amend the penal law, in relation to establishing the offense of migrant trafficking

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

1 Section 1. This act shall be known and may be cited as the "stop
2 migrant trafficking act".

3 § 2. The penal law is amended by adding a new section 135.38 to read
4 as follows:

5 § 135.38 Migrant trafficking.

6 1. A person is guilty of migrant trafficking if he or she engages in
7 any scheme, plan or pattern to transport an undocumented immigrant from:

8 (a) any location outside of New York state to a location within New
9 York state with the intent of dropping such person off in any municipi-
10 ality or federal property located wholly within New York state bounda-
11 ries; or

12 (b) any location within New York state to another location within New
13 York state with the intent of dropping such person off in any municipi-
14 ality or federal property located wholly within New York state bounda-
15 ries.

16 2. As used in this section, "person" means a natural person, a compa-
17 ny, society, association, corporation, manager, contractor, subcontrac-
18 tor, partnership, bureau, agency, service, office or the agent or
19 employee of the foregoing.

20 Migrant trafficking is a class C felony.

21 § 3. This act shall take effect on the ninetieth day after it shall
22 have become a law. Effective immediately, the addition, amendment and/or
23 repeal of any rule or regulation necessary for the implementation of
24 this act on its effective date are authorized to be made and completed
25 on or before such effective date.

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

LBD14039-01-4