STATE OF NEW YORK

7003

2025-2026 Regular Sessions

IN ASSEMBLY

March 18, 2025

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

AN ACT to amend the criminal procedure law, in relation to modifying the statute of limitations for certain sex crimes

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

Section 1. Paragraphs (a) and (a-2) of subdivision 2 and paragraph (f) of subdivision 3 of section 30.10 of the criminal procedure law, paragraph (a) as amended and paragraph (a-2) of subdivision 2 as added by chapter 315 of the laws of 2019 and paragraph (f) of subdivision 3 as amended by chapter 11 of the laws of 2019, are amended to read as follows:

(a) A prosecution for a class A felony, or rape in the first degree as defined in section 130.35 of the penal law, or a crime defined or formerly defined in section 130.50 of the penal law, or aggravated sexual abuse in the first degree as defined in section 130.70 of the penal law, or course of sexual conduct against a child in the first degree as defined in section 130.75 of the penal law, or incest in the first degree as defined in section 255.27 of the penal law**, or sex trafficking as defined in paragraph (a) or (b) of subdivision five of section 230.34 of the penal law, or sex trafficking of a child as defined in section 230.34-a of the penal law** may be commenced at any time;

(a-2) A prosecution for rape in the third degree as defined in subdivision one or three of section 130.25 of the penal law, or criminal sexual act in the third degree as defined in subdivision one or three of section 130.40 of the penal law **or sex trafficking as defined in subdivision one, two, three, four or paragraph (c), (d), (e), (f), (g) or (h) of subdivision five of section 230.34 of the penal law** must be commenced within ten years after the commission thereof;

(f) For purposes of a prosecution involving a sexual offense as defined in article one hundred thirty of the penal law, other than a

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

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sexual offense delineated in paragraph (a) of subdivision two of this section, committed against a child less than eighteen years of age, incest in the first, second or third degree as defined in sections 255.27, 255.26 and 255.25 of the penal law committed against a child less than eighteen years of age, or use of a child in a sexual performance as defined in section 263.05 of the penal law, **or sex trafficking as defined in section 230.34 of the penal law committed against a person less than eighteen years of age** the period of limitation shall not begin to run until the child has reached the age of twenty-three or the offense is reported to a law enforcement agency or statewide central register of child abuse and maltreatment, whichever occurs earlier.

§ 2. This act shall take effect immediately and shall apply to acts occurring on or after such effective date and to acts occurring prior to such effective date where the applicable statute of limitations in effect on the date of such has not yet expired.