



2018 New York State YMCA

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Committee Assignment: Assembly Freedom 3

Bill #:AF-17

Sponsors: Orion Crossman, Alison Diaz, Abigail Stringer

An Act To Amend section 125.05 of the penal code in order to make the killing of a pregnant woman an A1 felony as opposed to a class D felony.

Purpose

This bill is necessary because it is important to have the proper punishment for serious offenders.

Summary of Provisions

Section 1

Class A felony: A class A felony typically results in capital punishment. However because Capital punishment is outlawed in New York State, this means life imprisonment.

Class D felony: A class D felony results in fines and prison sentences typically ranging from 3-6 years

Abortional act: An Abortional act is an action with the ultimate outcome being the miscarriage of an unborn fetus

*illegal actions

Section 2

S 125.45 abortion in the first degree.

a person is guilty of abortion in the first degree when he commits upon a female pregnant for more than twenty-four weeks an abortional act which causes the miscarriage or death of such female, unless such abortional act is justifiable pursuant subdivision three of section 125.05. abortion in the first degree is a class D A felony.

Justification

A study has proven that since 1990, a recorded 20% of people who are pregnant and die during their pregnancy are murdered. Considering the current laws regarding abortion, and the fact that according to the CDC the second leading cause of death for pregnant women is homicide in the US. Following through with this amendment will ensure those who are murdered during their pregnancy and lose their unborn child in the process are provided justice in the result that their killers are being sentenced to life in prison. This amendment will also ensure that anyone who is responsible for an intentional nonconsensual abortion done on a person, whether it be done medically or traumatically will also be sentenced to life in prison for their actions.

Fiscal Implications

This bill after being taken into effect will cost roughly \$60,000 per inmate annually.

Environmental Implications

There are minimal environmental implications for this bill

Effective Date This bill will be taken into effect one year after passing.