

584--A

2015-2016 Regular Sessions

I N   S E N A T E

(PREFILED)

January 7, 2015

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Introduced by Sen. SQUADRON -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- recommitted to the Committee on Finance in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to eligibility of domestic partners for compensation from the crime victims' board

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph (b) of subdivision 1 of section 624 of the execu-  
2     tive law, as amended by chapter 104 of the laws of 2015, is amended to  
3     read as follows:  
4     (b) a surviving spouse, DOMESTIC PARTNER, grandparent, parent, step-  
5     parent, guardian, brother, sister, stepbrother, stepsister, child, step-  
6     child or grandchild of a victim of a crime who died as a direct result  
7     of such crime;  
8     S 2. Section 624 of the executive law is amended by adding a new  
9     subdivision 1-a to read as follows:  
10    1-A. FOR THE PURPOSES OF THIS SECTION, "DOMESTIC PARTNER" MEANS A  
11    PERSON WHO, WITH RESPECT TO ANOTHER PERSON:  
12    (A) IS FORMALLY A PARTY IN A DOMESTIC PARTNERSHIP OR SIMILAR RELATION-  
13    SHIP WITH THE OTHER PERSON, ENTERED INTO PURSUANT TO THE LAWS OF THE  
14    UNITED STATES OR OF ANY STATE, LOCAL OR FOREIGN JURISDICTION, OR REGIS-  
15    TERED AS THE DOMESTIC PARTNER OF THE OTHER PERSON WITH ANY REGISTRY  
16    MAINTAINED BY THE EMPLOYER OF EITHER PARTY OR ANY STATE, MUNICIPALITY,  
17    OR FOREIGN JURISDICTION; OR  
18    (B) IS FORMALLY RECOGNIZED AS A BENEFICIARY OR COVERED PERSON UNDER  
19    THE OTHER PERSON'S EMPLOYMENT BENEFITS OR HEALTH INSURANCE; OR  
20    (C) IS DEPENDENT OR MUTUALLY INTERDEPENDENT ON THE OTHER PERSON FOR  
21    SUPPORT, AS EVIDENCED BY THE TOTALITY OF THE CIRCUMSTANCES INDICATING A

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

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1 MUTUAL INTENT TO BE A DOMESTIC PARTNER INCLUDING BUT NOT LIMITED TO:  
2 COMMON OWNERSHIP OR JOINT LEASING OF REAL OR PERSONAL PROPERTY; COMMON  
3 HOUSEHOLDING, SHARED INCOME OR SHARED EXPENSES; CHILDREN IN COMMON;  
4 SIGNS OF INTENT TO MARRY OR BECOME A DOMESTIC PARTNER UNDER PARAGRAPH  
5 (A) OR (B) OF THIS SUBDIVISION; OR THE LENGTH OF THE PERSONAL RELATION-  
6 SHIP OF THE PERSONS.

7 S 3. Section 626 of the executive law is amended by adding a new  
8 subdivision 4 to read as follows:

9 4. OUT-OF-POCKET LOSS SHALL ALSO INCLUDE THE COST OF COUNSELING FOR  
10 SURVIVING FAMILY MEMBERS OF HOMICIDE VICTIMS WHO ARE OTHERWISE ELIGIBLE  
11 PURSUANT TO PARAGRAPH (B) OF SUBDIVISION ONE OF SECTION SIX HUNDRED  
12 TWENTY-FOUR OF THIS ARTICLE.

13 S 4. This act shall take effect on the one hundred eightieth day after  
14 it shall have become a law.