

STATE OF NEW YORK

5394

2017-2018 Regular Sessions

IN SENATE

March 24, 2017

Introduced by Sen. TEDISCO -- (at request of the Office for Prevention of Domestic Violence) -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services

AN ACT to amend the executive law, in relation to the advisory council and the domestic violence fatality review team

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

1 Section 1. Paragraph (b) of subdivision 4 of section 575 of the execu-
2 tive law, as amended by section 1 of part A of chapter 491 of the laws
3 of 2012, is amended to read as follows:

4 (b) The advisory council shall consist of nine members and fifteen
5 ex-officio members. Each member shall be appointed to serve for a term
6 of three years and shall continue in office until a successor appointed
7 member is made. A member appointed to fill a vacancy shall be appointed
8 for the unexpired term of the member he or she is to succeed. All of the
9 members shall be individuals with expertise in the area of domestic
10 violence. Three members shall be appointed by the governor, two members
11 shall be appointed upon the recommendation of the temporary president of
12 the senate, two members shall be appointed upon the recommendation of
13 the speaker of the assembly, one member shall be appointed upon the
14 recommendation of the minority leader of the senate, and one member
15 shall be appointed upon the recommendation of the minority leader of the
16 assembly. The ex-officio members of the advisory board shall consist of
17 the director of the office, who shall chair the council, and the follow-
18 ing members or their designees: the commissioner of the office of tempo-
19 rary and disability assistance; the commissioner of the department of
20 health; the commissioner of the education department; the commissioner
21 of the office of mental health; the commissioner of the office of alco-
22 holism and substance abuse services; the commissioner of the division of
23 criminal justice services; the superintendent of the division of state
24 police; the director of the office of probation and correctional alter-

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

LBD10154-01-7

1 natives; the commissioner of the office of children and family services;
2 the director of the office of victim services; the chief administrative
3 judge of the office of court administration; the commissioner of the
4 department of labor; the director of the state office for the aging; the
5 commissioner of the department of corrections and community supervision;
6 the chief executive officer of the New York state coalition against
7 domestic violence; and the executive director of the New York state
8 coalition against sexual assault.

9 § 2. Paragraph (d) of subdivision 10 of section 575 of the executive
10 law, as added by section 3 of part A of chapter 491 of the laws of 2012,
11 is amended to read as follows:

12 (d) Members of a domestic violence fatality review team shall be
13 appointed by the executive director, in consultation with the advisory
14 council, and shall include, but not be limited to, one representative
15 from the office of children and family services, the office of temporary
16 and disability assistance, the division of criminal justice services,
17 the state police, the department of health, the office of court adminis-
18 tration, the office of probation and correctional alternatives, the
19 department of corrections and community supervision, the office of
20 victim services, at least one representative from local law enforcement,
21 a county prosecutor's office, a local social services district, a member
22 of the judiciary, and a domestic violence services program approved by
23 the office of children and family services. A domestic violence fatality
24 review team may also include representatives from sexual assault
25 services programs, public health, mental health and substance abuse
26 agencies, hospitals, clergy, local school districts, local divisions of
27 probation, local offices of the department of corrections and community
28 supervision, the office of the medical examiner or coroner, any local
29 domestic violence task force, coordinating council or other interagency
30 entity that meets regularly to support a coordinated community response
31 to domestic violence, any other program that provides services to domes-
32 tic violence victims, or any other person necessary to the work of the
33 team, including survivors of domestic violence.

34 § 3. This act shall take effect immediately.