S T A T E O F N E W Y O R K

1006

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. BING, GOTTFRIED, ROSENTHAL -- Multi-Sponsored by -- M. of A. JAFFEE, KELLNER, V. LOPEZ, TITONE -- read once and referred to the Committee on Judiciary

AN ACT to amend the domestic relations law, in relation to the custody of children

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

Section 1. Section 240 of the domestic relations law is amended by adding a new subdivision 6 to read as follows:

6. IN ANY CASE INVOLVING THE CUSTODY OF THE CHILD, WHEN MAKING A DETERMINATION AS TO THE BEST INTERESTS OF THE CHILD, THE JUDGE SHALL NOT PROHIBIT A PARENT FROM UNDERGOING GENDER REASSIGNMENT AS A CONDITION OF RECEIVING CUSTODY.

S 2. This act shall take effect immediately.

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

LBD01451-01-9