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

6195

2009-2010 Regular Sessions

I N A S S E M B L Y

February 26, 2009

Introduced by M. of A. WEINSTEIN, GALEF -- Multi-Sponsored by -- M. of A. CLARK, COOK, FARRELL, GLICK, GOTTFRIED, JAFFEE, MARKEY, McENENY, MILLMAN, NOLAN, PAULIN, PRETLOW, ROSENTHAL, SWEENEY, WEISENBERG -- read once and referred to the Committee on Judiciary

AN ACT to amend the family court act, in relation to the extension of orders of protection in family offense proceedings

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

Section 1. The second undesignated paragraph of section 842 of the family court act, as amended by chapter 222 of the laws of 1994, is amended to read as follows:

The court may also award custody of the child, during the term of the order of protection to either parent, or to an appropriate relative within the second degree. Nothing in this section gives the court power to place or board out any child or to commit a child to an institution or agency. The court may [also] IN ITS DISCRETION OR upon the showing of special circumstances extend the order of protection for a reasonable period of time.

S 2. This act shall take effect immediately, and shall apply to all orders entered prior to such effective date, and to all actions and proceedings pending on or commenced on or after such effective date.

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

LBD01556-02-9