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

5968--A

2009-2010 Regular Sessions

I N S E N A T E

June 19, 2009

Introduced by Sens. SAMPSON, MONTGOMERY, THOMPSON -- (at request of the Office of Court Administration) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Judiciary 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 family court act, in relation to judges of the family court

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

Section 1. Section 121 of the family court act, as amended by chapter 209 of the laws of 1990, is amended to read as follows:

S 121. Number of judges. The family court within the city of New York shall consist of [forty-four judges and, as of July first, nineteen hundred ninety, shall consist of forty-five judges and, as of April first, nineteen hundred ninety-one, shall consist of forty-seven] FIFTY-FOUR judges, EFFECTIVE JANUARY FIRST, TWO THOUSAND ELEVEN. [At least one of the persons appointed to the office of judge of the family court created by this section, shall be a resident of the county of Richmond and hereafter there] THERE shall be at least one family court judge resident in each county of the city of New York. [The amount of compensation for such new family court judges shall be equal to the compensation payable to existing family court judges in the city of New York.]

S 2. Section 131 of the family court act is amended by adding a new subdivision (u) to read as follows:

(U) THERE SHALL BE AN ADDITIONAL FAMILY COURT JUDGE FOR EACH OF THE FOLLOWING COUNTIES: ALBANY, BROOME, CHAUTAUQUA, CHEMUNG, ERIE, MONROE, NASSAU, NIAGARA, ONEIDA, OSWEGO, ST. LAWRENCE, SCHENECTADY, SUFFOLK AND WESTCHESTER. THE COMPENSATION OF EACH SUCH ADDITIONAL FAMILY COURT JUDGE

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

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SHALL BE THE SAME AS THE COMPENSATION PAID TO EACH EXISTING FAMILY COURT JUDGE IN THE COUNTY FOR WHICH IT IS ESTABLISHED.

S 3. This act shall take effect January 1, 2011; provided, however, the additional family court judges provided for by section two of this act shall first be elected at the general election to be held in November 2010 and shall first take office January 1, 2011.