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

3440

2009-2010 Regular Sessions

I N A S S E M B L Y

January 27, 2009

Introduced by M. of A. CROUCH -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to mandatory counseling for minor victims of a sex offense and the parent or guardian of such victims

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

Section 1. Section 625 of the executive law is amended by adding a new subdivision 2-a to read as follows:

2-A. NOTWITHSTANDING ANY INCONSISTENT PROVISION OF THIS ARTICLE, AND WITHOUT REGARD TO THE FINANCIAL DIFFICULTY OF THE CLAIMANT, A VICTIM OF A SEX OFFENSE, AS SUCH SEX OFFENSE IS DEFINED IN ARTICLE ONE HUNDRED THIRTY OF THE PENAL LAW, AND THE PARENT OR GUARDIAN OF SUCH VICTIM IF SUCH VICTIM IS A MINOR, SHALL OBTAIN COUNSELING FROM A PSYCHIATRIST OR LICENSED PSYCHOLOGIST PRIOR TO FILING A CLAIM FOR RECEIPT OF AN AWARD PURSUANT TO THIS ARTICLE. A LETTER ISSUED FROM SUCH VICTIM'S TREATING PSYCHIATRIST OR LICENSED PSYCHOLOGIST SHALL BE FILED ALONG WITH SUCH VICTIM'S CLAIM.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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