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

2056

2011-2012 Regular Sessions

I N A S S E M B L Y

January 13, 2011

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

AN ACT to amend the executive law, in relation to increasing the time period for filing a claim with the office of victim services; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subdivision 2 of section 625 of the executive law, as amended by section 10 of part A-1 of chapter 56 of the laws of 2010, is amended to read as follows:

2. A claim must be filed by the claimant not later than [one year] TWENTY YEARS after the occurrence or discovery of the crime upon which such claim is based, [one year] TWENTY YEARS after a court finds a lawsuit to be frivolous, or not later than [one year] TWENTY YEARS after the death of the victim, provided, however, that upon good cause shown, the office may extend the time for filing. The office shall extend the time for filing where the claimant received no notice pursuant to section six hundred twenty-five-a of this article and had no knowledge of eligibility pursuant to section six hundred twenty-four of this article.

S 2. This act shall take effect on the sixtieth day after it shall have become a law and shall expire and be deemed repealed one year after such effective date; provided that services may continue and benefits be paid in the event the claimant elects to participate beyond such date.

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

LBD05080-01-1