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

7632

2011-2012 Regular Sessions

I N A S S E M B L Y

May 11, 2011

Introduced by M. of A. ROSENTHAL, WEINSTEIN, LENTOL, GABRYSZAK, RAMOS, REILLY, SPANO, TITONE, HEVESI, PAULIN, M. MILLER -- Multi-Sponsored by -- M. of A. RUSSELL -- (at request of the Office of Court Administration) -- read once and referred to the Committee on Judiciary

AN ACT to amend the family court act, in relation to allegations in family offense petitions

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

Section 1. Paragraph (a) of subdivision 1 of section 821 of the family court act, as amended by chapter 476 of the laws of 2009, is amended to read as follows:

(a) An allegation that the respondent assaulted or attempted to assault his or her spouse, or former spouse, parent, child or other member of the same family or household or engaged in disorderly conduct, harassment, sexual misconduct, forcible touching, sexual abuse in the third degree, sexual abuse in the second degree as set forth in subdivision one of section 130.60 of the penal law, stalking, criminal mischief, menacing [or], reckless endangerment, *CRIMINAL OBSTRUCTION OF BREATHING OR BLOOD CIRCULATION OR STRANGULATION* toward any such person;

S 2. This act shall take effect immediately.

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

LBD10141-03-1