

3896

2013-2014 Regular Sessions

I N S E N A T E

February 26, 2013

Introduced by Sen. DeFRANCISCO -- read twice and ordered printed, and
when printed to be committed to the Committee on Children and Families

AN ACT to amend the family court act, in relation to visitation by the
parent or custodian of a child in a proceeding for the commitment of
the guardianship and custody of a child on the ground of permanent
neglect

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

1 Section 1. Section 634 of the family court act, as amended by chapter
2 666 of the laws of 1976, is amended to read as follows:
3 S 634. Commitment of guardianship and custody; further orders. 1. The
4 court may enter an order under section six hundred thirty-one committing
5 the guardianship and custody of the child to the petitioner on such
6 conditions, if any, as it deems proper.
7 2. SUCH ORDER MAY INCLUDE THE GRANTING OF REASONABLE AND REGULARLY
8 SCHEDULED VISITATION TO THE PARENT OR CUSTODIAN OF THE CHILD OR VISITA-
9 TION UNDER THE SUPERVISION OF AN EMPLOYEE OF A LOCAL SOCIAL SERVICES
10 DEPARTMENT. THE GRANTING OF VISITATION OR SUPERVISED VISITATION PURSUANT
11 TO THIS SUBDIVISION SHALL BE BASED SOLELY ON A FINDING THAT SUCH VISITA-
12 TION OR SUPERVISED VISITATION IS IN THE BEST INTEREST OF THE CHILD.
13 NOTHING SET FORTH IN THIS SUBDIVISION SHALL BE CONSTRUED TO REQUIRE THE
14 COURT TO GRANT VISITATION OR SUPERVISED VISITATION TO THE PARENT OR
15 CUSTODIAN.
16 S 2. This act shall take effect on the thirtieth day after it shall
17 have become a law.

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

LBD09307-01-3