

1 (C) THE PETITIONER MAY FILE A PETITION WITH THE COURT THAT REQUESTS
2 THE TERMINATION OF THE PARENTAL RIGHTS AND RESPONSIBILITIES OF THE
3 CONVICTED PARENT AND ALLEGES:

4 (1) THAT THE PARENT WAS CONVICTED OF THE CRIME OF RAPE IN THE FIRST
5 DEGREE AS DEFINED IN SECTION 130.35 OF THE PENAL LAW, RAPE IN THE SECOND
6 DEGREE AS DEFINED IN SECTION 130.30 OF THE PENAL LAW, OR RAPE IN THE
7 THIRD DEGREE AS DEFINED IN SECTION 130.25 OF THE PENAL LAW; AND

8 (2) THAT SUCH CRIME RESULTED IN THE CONCEPTION OF THE CHILD.

9 (D) UPON RECEIPT OF THE PETITION, THE COURT SHALL COMMENCE A HEARING
10 TO DETERMINE WHETHER THE ALLEGATIONS ESTABLISHED IN SUBDIVISION (C) OF
11 THIS SECTION HAVE BEEN SUPPORTED BY CLEAR AND CONVINCING PROOF. IF SUCH
12 ALLEGATIONS HAVE BEEN PROVEN, THE COURT SHALL TERMINATE THE PARENTAL
13 RIGHTS AND RESPONSIBILITIES OF THE PARENT.

14 S 3. This act shall take effect on the ninetieth day after it shall
15 have become a law.