

1364

2015-2016 Regular Sessions

I N A S S E M B L Y

January 12, 2015

Introduced by M. of A. PRETLOW, CLARK, SCHIMMINGER, GALEF -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, BRENNAN, GLICK, GOTTFRIED, HOOPER, ORTIZ, PERRY -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law and the family court act, in relation to authorizing order of protection to contain provision for personal security devices

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

1 Section 1. Subdivision 1 of section 530.12 of the criminal procedure
2 law is amended by adding a new paragraph (c) to read as follows:

3 (C) TO PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME SECU-
4 RITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
5 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
6 CONTAINED IN THIS PARAGRAPH SHALL DIMINISH OR RESTRICT ANY OTHER SUPPORT
7 THAT MAY BE SO ORDERED;

8 S 2. Subdivision 1 of section 530.13 of the criminal procedure law is
9 amended by adding a new paragraph (a-1) to read as follows:

10 (A-1) PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME SECU-
11 RITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
12 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
13 CONTAINED IN THIS PARAGRAPH SHALL DIMINISH OR RESTRICT ANY OTHER SUPPORT
14 THAT MAY BE SO ORDERED;

15 S 3. Subdivision 4 of section 530.13 of the criminal procedure law is
16 amended by adding a new paragraph (a-1) to read as follows:

17 (A-1) PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME SECU-
18 RITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
19 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
20 CONTAINED IN THIS PARAGRAPH SHALL DIMINISH OR RESTRICT ANY OTHER SUPPORT
21 THAT MAY BE SO ORDERED;

22 S 4. Section 446 of the family court act is amended by adding a new
23 subdivision (g-1) to read as follows:

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

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1 (G-1) TO PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME
2 SECURITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
3 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
4 CONTAINED IN THIS SUBDIVISION SHALL DIMINISH OR RESTRICT ANY OTHER
5 SUPPORT THAT MAY BE SO ORDERED;

6 S 5. Section 656 of the family court act is amended by adding a new
7 subdivision (h-1) to read as follows:

8 (H-1) TO PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME
9 SECURITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
10 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
11 CONTAINED IN THIS SUBDIVISION SHALL DIMINISH OR RESTRICT ANY OTHER
12 SUPPORT THAT MAY BE SO ORDERED;

13 S 6. Section 842 of the family court act is amended by adding a new
14 subdivision (h-1) to read as follows:

15 (H-1) TO PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME
16 SECURITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
17 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
18 CONTAINED IN THIS SUBDIVISION SHALL DIMINISH OR RESTRICT ANY OTHER
19 SUPPORT THAT MAY BE SO ORDERED;

20 S 7. Subdivision 1 of section 1056 of the family court act is amended
21 by adding a new paragraph (f-1) is added to read as follows:

22 (F-1) TO PAY THE FEES INVOLVED IN OBTAINING AND MAINTAINING A HOME
23 SECURITY SYSTEM, A PERSONAL ALARM, A CELLULAR TELEPHONE OR ANY OTHER
24 PERSONAL PROTECTION OR SECURITY DEVICE, PROVIDED HOWEVER THAT NOTHING
25 CONTAINED IN THIS PARAGRAPH SHALL DIMINISH OR RESTRICT ANY OTHER SUPPORT
26 THAT MAY BE SO ORDERED;

27 S 8. This act shall take effect immediately.