

883--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 8, 2015

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Introduced by M. of A. ROSENTHAL -- read once and referred to the Committee on Children and Families -- recommitted to the Committee on Children and Families in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the family court act, in relation to questioning of a minor by peace or police officers

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

1     Section 1. Subdivision 3 of section 305.2 of the family court act, as  
2     added by chapter 920 of the laws of 1982, is amended to read as follows:  
3     3. If an officer takes such child into custody or if a child is deliv-  
4     ered to him OR HER under section 305.1, he OR SHE shall immediately  
5     notify THE FOLLOWING PERSONS THAT THE CHILD HAS BEEN TAKEN INTO CUSTODY:  
6     (A) the parent, or other person legally responsible for the child's  
7     care, or if such legally responsible person is unavailable the person  
8     with whom the child resides, [that the child has been taken into custo-  
9     dy] AND (B) IF KNOWN BY THE OFFICER, THE ATTORNEY FOR THE CHILD, IF ONE  
10    HAS BEEN APPOINTED PURSUANT TO SECTION TWO HUNDRED FORTY-NINE OF THIS  
11    CHAPTER FOR ANY PENDING OR PREVIOUS COURT PROCEEDING.  
12    S 2. This act shall take effect on the ninetieth day after it shall  
13    have become a law.

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

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