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

6864

I N S E N A T E

March 2, 2016

Introduced by Sen. BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to establishing the Suffolk county felony youth part demonstration program

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

Section 1. The criminal procedure law is amended by adding a new section 10.50 to read as follows:

S 10.50 SUFFOLK COUNTY FELONY YOUTH PART DEMONSTRATION PROGRAM.

1. THE COMMISSIONER OF CRIMINAL JUSTICE SERVICES, IN CONSULTATION WITH THE OFFICE OF CHILDREN AND FAMILY SERVICES, SHALL, WITHIN THE AMOUNTS APPROPRIATED THEREFOR, ESTABLISH A SUFFOLK COUNTY FELONY YOUTH PART (SFYP) DEMONSTRATION PROGRAM. THE PROGRAM SHALL DETERMINE WHAT TYPES OF FELONY OFFENSES OCCURRING IN SUFFOLK COUNTY MAY BE PROSECUTED AND SENTENCED IN THE SUFFOLK COUNTY FELONY YOUTH PART. SERVICES PROVIDED BY THE OFFICE OF CHILDREN AND FAMILY SERVICES, SUCH AS BUT NOT LIMITED TO, THERAPEUTIC AND INTENSIVE CARE MANAGEMENT SERVICES, SHALL BE AVAILABLE TO YOUTH PROSECUTED IN THE SUFFOLK COUNTY FELONY YOUTH PART.

2. NOT LATER THAN TWO YEARS AFTER THE ESTABLISHMENT OF THE SUFFOLK COUNTY FELONY YOUTH PART DEMONSTRATION PROGRAM, THE COMMISSIONER OF CRIMINAL JUSTICE SERVICES SHALL PROVIDE THE GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE ASSEMBLY, THE CHAIR OF THE SENATE STANDING COMMITTEE ON CRIME VICTIMS, CRIME AND CORRECTION, THE CHAIR OF THE SENATE STANDING COMMITTEE ON CHILDREN AND FAMILIES, THE CHAIR OF THE SENATE STANDING COMMITTEE ON JUDICIARY, THE CHAIR OF THE ASSEMBLY CORRECTIONS COMMITTEE, THE CHAIR OF THE ASSEMBLY CHILDREN AND FAMILIES COMMITTEE AND THE CHAIR OF THE ASSEMBLY JUDICIARY COMMITTEE WITH A WRITTEN EVALUATION OF THE DEMONSTRATION PROGRAM. SUCH EVALUATION SHALL ADDRESS THE OVERALL EFFECTIVENESS OF THE SUFFOLK COUNTY FELONY YOUTH PART DEMONSTRATION PROGRAM AS IT RELATES TO THE TOTAL YOUTHFUL JAIL POPULATION IN SUFFOLK COUNTY, WHETHER SUCH POPULATION HAS BEEN CUT, WHETHER SUCH PROGRAM HAS REDUCED RECIDIVISM, WHETHER SUCH PROGRAM HAS PROVIDED NECESSARY SERVICES TO ADDRESS THE NEEDS OF THE YOUTH WITH MENTAL HEALTH AND SUBSTANCE ABUSE ISSUES, AND WHETHER THE EXPANSION OF THIS OR SIMILAR COURTS IS RECOMMENDED.

S 2. This act shall take effect immediately.

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

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