STATE OF NEW YORK

11393

IN ASSEMBLY

November 21, 2018

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Santabarbara) -- read once and referred to the Committee on Mental Health

AN ACT establishing a moratorium on the placement of registered sex offenders by the office for people with developmental disabilities in residential placements for individuals with developmental disabilities

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Moratorium on the placement of registered sex offenders in residential placements for individuals with developmental disabilities. 1. Notwithstanding any provision of law to the contrary, there is hereby established a moratorium on the placement by the office for people with developmental disabilities of registered sex offenders, pursuant to article 6-C of the correction law, in any residential placement for individuals with developmental disabilities. The moratorium shall continue in existence until the office for people with developmental disabilities reports to the governor and the legislature on its findings and recommendations as required by subdivision 2 of this section.

2. The office for people with developmental disabilities, in cooperation with the department of mental hygiene and the department of corrections and community supervision, shall conduct a comprehensive study to determine: (i) the dangers to the physical and mental health of current developmentally disabled residents that may result from the placement of registered sex offenders in such residences; (ii) any other possible implications of placing registered sex offenders in such residences; and (iii) whether there are any other practicable alternatives to such placements.

§ 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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