

# STATE OF NEW YORK

7669

2019-2020 Regular Sessions

## IN ASSEMBLY

May 14, 2019

Introduced by M. of A. COOK, LENTOL -- (at request of the Office of Court Administration) -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to preliminary proceedings involving adolescent offenders

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

1 Section 1. Subdivision 3 of section 720.15 of the criminal procedure  
2 law, as amended by chapter 774 of the laws of 1985, is amended to read  
3 as follows:

4 3. The provisions of subdivisions one and two of this section requir-  
5 ing or authorizing the accusatory instrument filed against a youth to be  
6 sealed, and the arraignment and all proceedings in the action to be  
7 conducted in private shall not apply in connection with a pending charge  
8 of committing any felony offense as defined in the penal law, except  
9 where such felony offense charges the youth as an adolescent offender  
10 subject to removal proceedings to the family court under subdivision one  
11 of section 722.23 of this title and the court has made no determination  
12 denying removal. The provisions of subdivision one requiring the accusa-  
13 tory instrument filed against a youth to be sealed shall not apply where  
14 such youth has previously been adjudicated a youthful offender or  
15 convicted of a crime.

16 § 2. This act shall take effect on the thirtieth day after it shall  
17 have become a law.

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

LBD09358-01-9