

# STATE OF NEW YORK

---

5394--A

2021-2022 Regular Sessions

## IN ASSEMBLY

February 16, 2021

---

Introduced by M. of A. SEAWRIGHT -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to requiring counseling for certain domestic violence offenders

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

1 Section 1. Section 65.10 of the penal law is amended by adding a new  
2 subdivision 6 to read as follows:

3 6. Conditions for domestic violence cases. When imposing a sentence of  
4 probation for a crime or offense involving domestic violence, the court  
5 shall require, in addition to any other conditions imposed pursuant to  
6 this section, the defendant to receive professional counseling from  
7 either a private source or a source appointed by the court, but in  
8 either case, such counseling shall be conducted by a person who has  
9 demonstrated expertise in individual or group domestic violence coun-  
10 seling, where the court determines that such counseling is appropriate  
11 and available. Upon the request of the court, a defendant shall provide  
12 proof of attendance of such counseling.

13 § 2. This act shall take effect on the sixtieth day after it shall  
14 have become a law.

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

LBD05183-02-1