STATE OF NEW YORK

3683--D

2021-2022 Regular Sessions

IN SENATE

January 30, 2021

Introduced by Sen. FELDER -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- recommitted to the Committee on Judiciary in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the family court act, in relation to the hours of operation for family courts; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subdivision (a) of section 161 of the family court act is amended to read as follows:

(a) The days and hours the court is open shall be as provided by rule of court**; provided, that the chief administrator of the courts shall require that the court remain open until midnight at least one night a week in at least two counties in the city of New York, effective January first, two thousand twenty-three, and in at least three counties in such city, effective January first, two thousand twenty-four. When a court remains open until midnight on a day as provided herein, the chief administrator shall determine the classes of cases that may be heard in such court after five o'clock p.m. and such classes of cases may be heard by the court until midnight on such day; except that, where such classes include cases in which petitions are filed pursuant to articles**

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

LBD05138-14-2

three, six, eight, and ten of this act, the clerk of such court shall accept such petitions until eleven o'clock p.m. on such day.

§ 2. Not later than December 1, 2024, the chief administrator of the courts shall submit to the legislature, the governor, and the chief judge of the state a report evaluating the use of family court in the counties wherein the chief administrator, pursuant to subdivision (a) of section 161 of the family court act, as amended pursuant to section one of this act, has required that the court remain open until midnight.

§ 3. This act shall take effect immediately and shall expire April 1, 2025 when upon such date the provisions of this act shall be deemed repealed.