# STATE OF NEW YORK

3238

2021-2022 Regular Sessions

# IN ASSEMBLY

January 22, 2021

Introduced by M. of A. SAYEGH, BUTTENSCHON, EPSTEIN, DICKENS, GOTTFRIED, MORINELLO, McDONOUGH, BENEDETTO, FALL, DeSTEFANO, LALOR, ASHBY, BYRNE, GALEF, FERNANDEZ, GRIFFIN, SIMON, BRONSON, DARLING, CRUZ, NORRIS -- Multi-Sponsored by -- M. of A. COOK -- read once and referred to the Committee on Judiciary

AN ACT to amend the judiciary law, in relation to raising the age limitation for city court judges to seventy-six years of age

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

Section 1. Section 23 of the judiciary law, as added by chapter 649 of the laws of 1945, is amended to read as follows:

§ 23. Age limitation on term of judicial office. **1.** No person shall hold the office of judge, justice or surrogate of any court, whether of record or not of record, except a justice of the peace of a town or police justice of a village, longer than until and including the last day of December next after he **or she** shall be seventy years of age, except that a judge or justice in office or elected or appointed to office at the effective date of this section, as to whom no provision limiting his **or her** right to hold office to the close of the year following his **or her** attaining the age of seventy years was applicable prior to the effective date of this section, may continue in office during the term for which he **or she** was elected or appointed.

**2. For persons holding the office of judge in each city court in this state, including the civil court and criminal court of the city of New York, the age limitation referenced in subdivision one of this section shall be seventy-six years of age.**

§ 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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