

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:

1 Section 1. Section 23 of the judiciary law, as added by chapter 649 of
2 the laws of 1945, is amended to read as follows:
3 § 23. Age limitation on term of judicial office. 1. No person shall
4 hold the office of judge, justice or surrogate of any court, whether of
5 record or not of record, except a justice of the peace of a town or
6 police justice of a village, longer than until and including the last
7 day of December next after he or she shall be seventy years of age,
8 except that a judge or justice in office or elected or appointed to
9 office at the effective date of this section, as to whom no provision
10 limiting his or her right to hold office to the close of the year
11 following his or her attaining the age of seventy years was applicable
12 prior to the effective date of this section, may continue in office
13 during the term for which he or she was elected or appointed.
14 2. For persons holding the office of judge in each city court in this
15 state, including the civil court and criminal court of the city of New
16 York, the age limitation referenced in subdivision one of this section
17 shall be seventy-six years of age.
18 § 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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