STATE OF NEW YORK

7669

2023-2024 Regular Sessions

IN ASSEMBLY

June 1, 2023

Introduced by M. of A. BORES -- read once and referred to the Committee on Judiciary

AN ACT to amend the judiciary law, the family court act, the New York city criminal court act and the New York city civil court act, in relation to increasing the number of judges in courts

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

Section 1. Section 140-a of the judiciary law, as amended by chapter 365 of the laws of 2022, is amended to read as follows:

§ 140-a. Number of supreme court justices in each judicial district. The number of justices of the supreme court in each judicial district shall be as follows:

1. First district, thirty-eight;
2. Second district, [~~fifty-two~~] fifty-three;
3. Third district, seventeen;
4. Fourth district, fourteen;
5. Fifth district, nineteen;
6. Sixth district, eleven;
7. Seventh district, twenty;
8. Eighth district, twenty-eight;
9. Ninth district, [~~thirty-three~~] thirty-four;
10. Tenth district, fifty-one;
11. Eleventh district, [~~forty-three~~] forty-four;
12. Twelfth district, twenty-nine;
13. Thirteenth district, nine.

No person may serve in the office of justice of the supreme court unless he or she has been admitted to practice law in the state of New York for at least ten years as of the date he or she commences the duties of office.

§ 2. Section 121 of the family court act, as amended by chapter 365 of the laws of 2022, is amended to read as follows:

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

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§ 121. Number of judges. The family court within the city of New York shall consist of [~~sixty~~] sixty-three judges, effective January first, two thousand [~~twenty-three~~] twenty-four. There shall be at least one family court judge resident in each county of the city of New York.

§ 3. Section 131 of the family court act is amended by adding a new subdivision (w) to read as follows:

(w) There shall be an additional family court judge for each of the following counties: Albany, Chemung, Erie, Monroe, Niagara, Oneida, Onondaga, St. Lawrence, Suffolk, and Westchester. The compensation of each such additional family court judge shall be the same as the compensation paid to each existing family court judge in such county or, if there is no separately-elected family court judge in such county, the same as the compensation paid to a judge of the county court in such county.

§ 4. Section 20 of the New York city criminal court act, as amended by chapter 500 of the laws of 1982, is amended to read as follows:

§ 20. The court constituted. The criminal court of the city of New York is hereby established as a single, city-wide court, as provided by sections one and fifteen of article six of the constitution; it shall be a part of the unified court system for the state, and a court of record with such power and jurisdiction as are herein or elsewhere provided by law. It shall consist of the number of justices of the court of special sessions of the city of New York and magistrates of the city magistrates' courts of the city of New York authorized by law on the first day of March, nineteen hundred sixty-two. Each of the justices of the court of special sessions of the city of New York and each of the magistrates of the magistrates' courts of the city of New York in office on the first day of September, nineteen hundred sixty-two shall, until the last day of the year in which the term for which he was appointed would otherwise have expired, be a judge of the criminal court of the city of New York. In addition to the judges provided for herein, there shall be [~~twenty-nine~~] thirty-one additional judges of the criminal court effective January first, two thousand twenty-four. Such additional judges shall receive the same compensation as the existing judges of the criminal court the city of New York.

§ 5. Section 102-a of the New York city civil court act is amended by adding a new subdivision 2-a to read as follows:

2-a. Two additional judges of the civil court of the city of New York shall be elected in and from the residents of the following counties in the indicated numbers: from the county of New York, one; from the county of Bronx, one. Such additional judges shall receive the same compensation as the existing judges of the civil court of the city of New York and shall be elected countywide within the city of New York.

§ 6. This act shall take effect immediately; provided, however, that the positions created by sections one, three and five of this act shall be filled by election at the November 5, 2024 election, for a term to commence on the first day of January 2025.