STATE OF NEW YORK

5402

2023-2024 Regular Sessions

IN SENATE

March 3, 2023

Introduced by Sens. HOYLMAN-SIGAL, JACKSON, LIU, MAY, SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the domestic relations law, in relation to the custody of children

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

Section 1. Subdivision 1 of section 240 of the domestic relations law is amended by adding a new paragraph (k) to read as follows:

(k) In determining the best interests of the child, the court shall not: (1) consider the sex, sexual orientation, gender identity or gender expression of the parties; or

(2) prohibit a party from undergoing gender reassignment.

§ 2. This act shall take effect immediately.

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

LBD09872-01-3