

STATE OF NEW YORK

8407

2025-2026 Regular Sessions

IN ASSEMBLY

May 13, 2025

Introduced by M. of A. LAVINE -- (at request of the Unified Court System) -- read once and referred to the Committee on Judiciary

AN ACT to amend the family court act, in relation to records checks in family offense cases involving custody of, or access to, children; and to repeal certain provisions of such law relating thereto

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

1 Section 1. The first undesignated paragraph of section 842 of the
2 family court act, as amended by chapter 335 of the laws of 2019, is
3 amended to read as follows:

4 The court may also award custody of the child, during the term of the
5 order of protection to either parent, or to an appropriate relative
6 within the second degree. Prior to awarding custody pursuant to this
7 paragraph, the court shall direct a review pursuant to section six
8 hundred fifty-one of this act of the reports of the sex offender regis-
9 try established and maintained pursuant to section one hundred sixty-
10 eight-b of the correction law, reports of the statewide computerized
11 registry of orders of protection established and maintained pursuant to
12 section two hundred twenty-one-a of the executive law, related decisions
13 in court proceedings conducted pursuant to article ten of this act, and
14 all warrants issued pursuant to this act. Nothing in this section gives
15 the court power to place or board out any child or to commit a child to
16 an institution or agency.

17 § 2. The eighth undesignated paragraph of section 842 of the family
18 court act is REPEALED.

19 § 3. This act shall take effect on the thirtieth day after it shall
20 have become a law.

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

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