STATE OF NEW YORK

3210

2025-2026 Regular Sessions

IN SENATE

January 24, 2025

Introduced by Sen. KAVANAGH -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the family court act, in relation to allowing access to juvenile delinquency records for the purposes of a firearm background check

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

Section 1. Subdivision 4 of section 380.1 of the family court act, as amended by chapter 37 of the laws of 2016, is amended to read as follows:

4. Notwithstanding any other provision of law, where a finding of juvenile delinquency has been entered, upon request, the records pertaining to such case shall be made available to the commissioner of mental health or the commissioner of **the office for people with** developmental disabilities, as appropriate; the case review panel; [~~and~~] the attorney general pursuant to section 10.05 of the mental hygiene law**; the National Instant Criminal Background Check System in connection with a background check conducted on a person under twenty-two years of age pursuant to 18 U.S.C. § 922(t)(1)(C) and 34 U.S.C. § 40901(1); and the division of state police in connection with a background check conducted on a person under twenty-two years of age pursuant to section two hundred twenty-eight of the executive law**.

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

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

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