STATE OF NEW YORK

9164

IN SENATE

February 9, 2026

Introduced by Sen. SCARCELLA-SPANTON -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to prohibiting the detainment of minors with adult detainees

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

Section 1. The correction law is amended by adding a new section 500-q to read as follows:

§ 500-q. Prohibition on the detainment of minors with adult detainees. 1. Notwithstanding any other provision of law, rule or regulation to the contrary, no youth under the age of eighteen shall be placed, held, housed or otherwise detained in a secure juvenile detention facility in the city of New York utilized for the detainment of individuals eighteen or older.

2. An alleged or convicted juvenile delinquent, as such term is defined in section 301.2 of the family court act, adolescent offender or juvenile offender, as such terms are defined in section 1.20 of the criminal procedure law, greater than eighteen years of age, but less than twenty-two years of age, shall be detained at an older youth detention facility, as in paragraph (d) of subdivision sixteen of section two of this chapter.

§ 2. Subdivision 16 of section 2 of the correction law is amended by adding a new paragraph (d) to read as follows:

(d) Whenever the term "older youth detention facility" is used in this chapter, such term shall be deemed to mean a secure juvenile detention facility operated by the New York city administration for children's services for the detainment of adolescent and juvenile offenders no younger than eighteen years of age and no older than twenty-one years of age.

§ 3. This act shall take effect on the first of January next succeeding the date on which 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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