

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 Assem-
bly, do enact as follows:

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

3 § 500-q. Prohibition on the detainment of minors with adult detainees.

4 1. Notwithstanding any other provision of law, rule or regulation to the
5 contrary, no youth under the age of eighteen shall be placed, held,
6 housed or otherwise detained in a secure juvenile detention facility in
7 the city of New York utilized for the detainment of individuals eighteen
8 or older.

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

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

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

24 § 3. This act shall take effect on the first of January next succeed-
25 ing 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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