

**RESOLUTION NO. 1093 -2011, DEFINING CHILD
CONCEALMENT IN SUFFOLK COUNTY**

WHEREAS, child abduction is a growing problem in Suffolk County and nationwide; and

WHEREAS, cases such as the disappearance and death of Caylee Anthony in Florida and the abduction and long-term concealment of Jaycee Dugard in California have made national headlines; and

WHEREAS, while New York does not, many states have definitions of child concealment in their penal codes; and

WHEREAS, Suffolk County wishes to define the term "child concealment" to assist the police department in investigating child abduction and child concealment cases; now, therefore be it

1st RESOLVED, that the term "child concealment" in Suffolk County shall mean "taking, enticing away, keeping, withholding, or concealing a child and maliciously deprives a lawful custodian of a right to custody or a person of a right to visitation"; and be it further

2nd RESOLVED, that the Suffolk County Police Department is authorized, empowered, and directed to consider child concealment, as defined herein, during investigations related to violations of New York Penal Law §135 in Suffolk County; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: December 20, 2011 ****NOT ADOPTED****

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on December 20, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res.

1624

Res. No.

1093

December 20, 2011

Motion:

Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	/				
2	Jay H. SCHNEIDERMAN	/				
3	Kate M. BROWNING	/				
4	Thomas MURATORE	/				
6	Sarah S. ANKER		/			
7	Jack EDDINGTON		/			
9	Ricardo MONTANO				/	
10	Thomas CILMI	/				
11	Thomas F. BARRAGA	/				
12	John M. KENNEDY, JR.	/				
13	Lynne C. NOWICK	/				
14	Wayne R. HORSLEY		/			
15	DuWayne GREGORY		/			
16	Steven H. STERN	/				
17	Lou D'AMARO		/			
18	Jon COOPER		/			
5	Vivian VILORIA-FISHER, D.P.O.				/	
8	William J. LINDSAY, P.O.		/		/	
Totals		9	7	-	2	5

MOTION
<input checked="" type="checkbox"/> Approve
___ Table: _____
___ Send To Committee
___ Table Subject To Call
___ Lay On The Table
___ Discharge
___ Take Out of Order
___ Reconsider
___ Waive Rule ___
___ Override Veto
___ Close
___ Recess
APPROVED ___ FAILED <input checked="" type="checkbox"/>
No Motion ___ No Second ___

RESOLUTION DECLARED
___ ADOPTED
<input checked="" type="checkbox"/> NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call Voice Vote ___