

FAMILY COURT ACT §176 (Effective June 24, 2011)

§ 176. Inter-county probation. 1. Where a person placed on probation resides in another jurisdiction within the state at the time of the order of disposition, the family court which placed him or her on probation shall transfer supervision to the probation department in the jurisdiction in which the person resides. Where, after a probation disposition is pronounced, a probationer requests to reside in another jurisdiction within the state, the family court which placed him or her on probation may, in its discretion, approve a change in residency and, upon approval, shall transfer supervision to the probation department serving the county of the probationer's proposed new residence. Any transfer under this subdivision must be in accordance with rules adopted by the commissioner of the division of criminal justice services.

2. Upon completion of a transfer as authorized pursuant to subdivision one of this section, the family court within the jurisdiction of the receiving probation department shall assume all powers and duties of the family court which placed the probationer on probation and shall have sole jurisdiction in the case. The family court which placed the probationer on probation shall immediately forward its entire case record to the receiving court.

3. Upon completion of a transfer as authorized pursuant to subdivision one of this section, the probation department in the receiving jurisdiction shall assume all powers and duties of the probation department in the jurisdiction of the family court which placed the probationer on probation.