

STATE OF NEW YORK

6717

2021-2022 Regular Sessions

IN ASSEMBLY

March 26, 2021

Introduced by M. of A. WALLACE, GOTTFRIED, SIMON, GALEF, GLICK,
L. ROSENTHAL, DICKENS, LAVINE -- Multi-Sponsored by -- M. of A.
EPSTEIN, J. M. GIGLIO -- read once and referred to the Committee on
Codes

AN ACT to amend the criminal procedure law, in relation to including in
the court's jury charge that the jury is not to allow bias, sympathy,
fear, public opinion, or the defendant being a member of a protected
class influence their decision

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

1 Section 1. Section 300.10 of the criminal procedure law is amended by
2 adding a new subdivision 2-a to read as follows:

3 2-a. In its charge, the court must instruct the jury as follows: "Do
4 not allow any bias, sympathy, fear, or public opinion influence your
5 decision in any way. Your verdict must be based solely upon the evidence
6 at trial and not upon the race, color, gender, national origin, ances-
7 try, religion, age, disability, gender identity or sexual orientation of
8 any person."

9 § 2. This act shall take effect on the first of November next succeed-
10 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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