

STATE OF NEW YORK

5048

2023-2024 Regular Sessions

IN ASSEMBLY

February 27, 2023

Introduced by M. of A. LAVINE -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to address confidentiality to federal, state and local judges

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

1 Section 1. The opening paragraph of section 108 of the executive law,
2 as separately amended by chapters 222 and 521 of the laws of 2022, is
3 amended to read as follows:

4 There is created in the office of the secretary of state a program to
5 be known as the "address confidentiality program" to protect victims of
6 domestic violence, victims of human trafficking, victims of kidnapping,
7 victims of a sexual offense, victims of stalking, judges, and reproduc-
8 tive health care services providers, employees, volunteers, patients, or
9 immediate family members of reproductive health care services providers
10 by authorizing the use of designated addresses for such [~~victims~~] indi-
11 viduals and their minor children. The program shall be administered by
12 the secretary of state.

13 § 2. Clauses (A) and (B) of subparagraph (i) of paragraph (a) of
14 subdivision 2 of section 108 of the executive law, clause (A) as sepa-
15 rately amended by chapters 222 and 521, and clause (B) as amended by
16 chapter 222 of the laws of 2022, are amended to read as follows:

17 (A) the applicant, or the minor or incapacitated person on whose
18 behalf the application is made, is a victim of domestic violence, victim
19 of human trafficking, victim of kidnapping, victim of a sexual offense,
20 victim of stalking, a federal, state or local judge or justice, or a
21 reproductive health care services provider, employee, volunteer,
22 patient, or an immediate family member of a reproductive health care
23 services provider;

24 (B) the applicant, or the minor or incapacitated person on whose
25 behalf the application is made, has left his or her residence because of

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 such violence or acts, provided, however, this clause shall not apply if
2 the applicant is a federal, state or local judge or justice, or a repro-
3 ductive health care services provider, employee, volunteer, patient, or
4 an immediate family member of a reproductive health care services
5 provider;

6 § 3. Subparagraph (iv) of paragraph (a) of subdivision 2 of section
7 108 of the executive law, as amended by chapter 222 of the laws of 2022,
8 is amended to read as follows:

9 (iv) the actual address or addresses that the applicant requests not
10 be disclosed because of the increased risk of domestic violence, a sexu-
11 al offense, stalking, physical injury or in the case of a federal, state
12 or local judge or justice, or a reproductive health care services
13 provider, employee, volunteer, patient, or an immediate family member of
14 a reproductive health care services provider, other threats of violence;
15 and

16 § 4. This act shall take effect immediately.