

6838

2009-2010 Regular Sessions

I N A S S E M B L Y

March 13, 2009

Introduced by M. of A. SCOZZAFAVA, RUSSELL -- read once and referred to the Committee on Judiciary

AN ACT to amend the judiciary law, in relation to the appointment of grand jury stenographers by the district attorney of the county of Jefferson

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 1 of section 322 of the judiciary law, as  
2 amended by chapter 163 of the laws of 2007, is amended to read as  
3 follows:  
4 1. Every stenographer appointed under the provisions of this [title]  
5 ARTICLE shall be a citizen and resident of the county in which he OR SHE  
6 is appointed, except that the district attorney of Warren county may  
7 appoint a stenographer residing either in the county of Washington or in  
8 the county of Saratoga and the district attorney of Hamilton county may  
9 appoint a stenographer residing in the county of Fulton and the district  
10 attorney of Wyoming county may appoint a stenographer residing either in  
11 the county of Genesee or in the county of Livingston and the district  
12 attorney of Madison county may appoint a stenographer residing either in  
13 the county of Onondaga or in the county of Oneida or in any county in  
14 the sixth judicial district and the district attorney of Allegany county  
15 may appoint a stenographer residing in the county of Steuben or in any  
16 county in the eighth judicial district and the district attorney of  
17 Niagara county may appoint a stenographer residing in the county of  
18 Erie, Genesee or Orleans and the district attorneys of Chemung, Tioga,  
19 Tompkins and Otsego counties may each appoint a stenographer residing in  
20 any county in the sixth judicial district and the district attorney of  
21 Schoharie county may appoint a stenographer residing in any county in  
22 the third judicial district and the district attorney of Washington  
23 county may appoint a stenographer residing either in the county of Sara-  
24 toga or in the county of Warren and the district attorney of Saratoga

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

1 county may appoint a stenographer residing in either Schenectady county,  
2 or Albany county or Rensselaer county and the district attorneys of  
3 Columbia and Greene counties may appoint a stenographer residing in any  
4 county of the third judicial district and the district attorneys of  
5 Seneca county, Ontario county, Wayne county, Livingston county and Yates  
6 county may appoint a stenographer residing in any county of the seventh  
7 judicial district and the district attorney of Cayuga county may appoint  
8 a stenographer residing in the county of Onondaga, the county of Tomp-  
9 kins or in any county of the seventh judicial district and the district  
10 attorney of Albany county may appoint a stenographer residing in either  
11 Schenectady county or in any county of the third judicial district and  
12 the district attorneys of Rockland and Putnam counties may appoint a  
13 stenographer residing in any county of the ninth judicial district and  
14 the district attorney in Orleans county may appoint a stenographer  
15 residing in any county of the eighth judicial district and the several  
16 district attorneys within the city of New York may appoint stenographers  
17 residing in any county within such city and the district attorneys of  
18 Lewis and Oswego counties may appoint a stenographer residing in any  
19 county in the fifth judicial district and the district attorney of Chau-  
20 tauqua county may appoint a stenographer residing in Erie county and the  
21 district attorney of Cattaraugus county may appoint a stenographer  
22 residing in any county in the eighth judicial district AND THE DISTRICT  
23 ATTORNEY OF JEFFERSON COUNTY MAY APPOINT A STENOGRAPHER RESIDING IN THE  
24 COUNTY OF ST. LAWRENCE OR IN ANY COUNTY IN THE FIFTH JUDICIAL DISTRICT.

25 S 2. This act shall take effect immediately.