S T A T E O F N E W Y O R K

8080

2011-2012 Regular Sessions

I N A S S E M B L Y

May 31, 2011

Introduced by M. of A. LENTOL -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to discovery

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

Section 1. Paragraph (c) of subdivision 1 of section 240.40 of the criminal procedure law, as amended by chapter 558 of the laws of 1982, is amended to read as follows:

(c) may order discovery with respect to any other property[, which the people intend to introduce at the trial,] upon a showing by the defendant that discovery with respect to such property is material to the preparation of his defense, and that the request is reasonable.

S 2. This act shall take effect immediately.

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

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