STATE OF NEW YORK

10702

IN ASSEMBLY

July 1, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Joyner) -- read once and referred to the Committee on Judiciary

AN ACT to amend the judiciary law, in relation to expanding the functions of the chief administrator of the courts to include the compilation of certain data with respect to ethnicity, race, disability, veteran status, gender, gender identity, and sexual orientation by specific jurisdiction and submit an annual report of his or her findings

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

Section 1. Subdivision 1 of section 212 of the judiciary law is amended by adding a new paragraph (y) to read as follows:

(y) Collect, compile, and publish statistics and other demographic data provided in accordance with subparagraph (i) of this paragraph and submit annually, on or before the fifteenth day of March, to the legislature and the governor a report of his or her findings.

(i) The chief administrator shall annually request that each judge and justice of the state-paid courts of the unified court system disclose to the office of court administration information as to his or her race/ethnicity, sex, sexual orientation, gender identity, veteran status, and disability status. Compliance with this request by a judge or justice shall be entirely voluntary; and any information disclosed to the office of court administration may only be released publicly in the form of aggregated statistical data that does not identify a justice or judge.

(ii) The report required by this paragraph shall include separate charts showing the race/ethnicity, sex, sexual orientation, gender identity, disability status and veteran status of:

(A) all responding judges and justices of the unified court system, including sub-charts for all elected judges and justices and all appointed judges and justices by appointing authority;

(B) all responding judges of the court of appeals;

(C) all responding justices of the appellate division, including sub-charts for appellate division justices in each appellate department;

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

LBD14981-04-0

(D) all responding justices of the supreme court, including sub-charts for supreme court justices elected in each judicial district;

(E) all responding judges of the court of claims;

(F) all responding justices of the surrogate's court;

(G) all responding judges of the county courts;

(H) all responding judges of the district courts, including sub-charts for each district court;

(I) all responding judges of the family court, including sub-charts for family court judges appointed in New York city and family court judges elected outside New York city;

(J) all responding judges of the New York city civil court;

(K) all responding judges of the New York city criminal court;

(L) all responding judges of the city courts, including sub-charts for city court judges who are appointed and city court judges who are elected; and

(M) all responding judges of the New York city housing court.

(iv) The report required by this paragraph shall use the following ethnic and racial categories: American Indian or Alaska Native, Asian, Black or African-American, Hispanic or Latino, Native Hawaiian or other Pacific Islander, White, some other race, and more than one race, as those categories are defined by the United States Census Bureau for reporting purposes.

(v) The demographic data reported, disclosed, or released pursuant to this subdivision shall also indicate the percentage of respondents who declined to respond.

§ 2. This act shall take effect immediately.