

STATE OF NEW YORK

7363

IN SENATE

January 22, 2020

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to protecting vulnerable witness and victim's contact information

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

1 Section 1. Paragraph (c) of subdivision 1 of section 245.20 of the
2 criminal procedure law, as added by section 2 of part LLL of chapter 59
3 of the laws of 2019, is amended to read as follows:

4 (c) The names and adequate contact information for all persons other
5 than law enforcement personnel whom the prosecutor knows to have
6 evidence or information relevant to any offense charged or to any poten-
7 tial defense thereto, including a designation by the prosecutor as to
8 which of those persons may be called as witnesses; provided, however,
9 nothing in this paragraph shall require the disclosure of the names and
10 adequate contact information for persons that the court finds on the
11 record are subject to potential witness intimidation, violence or
12 threats. Nothing in this paragraph shall require the disclosure of phys-
13 ical addresses; provided, however, upon a motion and good cause shown
14 the court may direct the disclosure of a physical address. Information
15 under this subdivision relating to a confidential informant may be with-
16 held, and redacted from discovery materials, without need for a motion
17 pursuant to section 245.70 of this article; but the prosecution shall
18 notify the defendant in writing that such information has not been
19 disclosed, unless the court rules otherwise for good cause shown.

20 § 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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