STATE OF NEW YORK

9109

IN ASSEMBLY

January 21, 2020
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Introduced by M. of A. THIELE -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to the nondisclosure of an individual reporting a violation of a local law or ordinance

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 name or**
10 **contact information for any individual reporting a violation of a local**
11 **law or ordinance**. Nothing in this paragraph shall require the disclosure
12 of physical addresses; provided, however, upon a motion and good cause
13 shown the court may direct the disclosure of a physical address. Infor-
14 mation under this subdivision relating to a confidential informant may
15 be withheld, and redacted from discovery materials, without need for a
16 motion pursuant to section 245.70 of this article; but the prosecution
17 shall notify the defendant in writing that such information has not been
18 disclosed, unless the court rules otherwise for good cause shown.
19   § 2. This act shall take effect immediately; provided, however that if
20 section 2 of part LLL of chapter 59 of the laws of 2019 shall not have
21 taken effect on or before such date, then section one of this act shall
22 take effect on the same date and in the same manner as such section 2 of
23 part LLL of chapter 59 of the laws of 2019, takes effect.

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

LBD14504-01-9