

STATE OF NEW YORK

7116

IN SENATE

(Prefiled)

January 8, 2020

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

AN ACT to amend the judiciary law, in relation to requiring judges who recuse themselves to provide the reason for the recusal

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

1 Section 1. The judiciary law is amended by adding a new section 9 to
2 read as follows:

3 § 9. Recusal; reason. Any judge who recuses himself or herself from
4 sitting in or taking any part in the decision of an action, claim,
5 matter, motion or proceeding shall provide the reason for such recusal
6 in writing or on the record; provided, however, that no judge shall be
7 required to provide a written reason for such recusal when the reason
8 will result in embarrassment, or is of a compelling personal nature,
9 affecting the privacy of the judge or a person related to the judge
10 within the sixth degree by consanguinity or affinity.

11 § 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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