

# STATE OF NEW YORK

7703

## IN SENATE

February 10, 2020

Introduced by Sens. HOYLMAN, SEPULVEDA -- 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 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:

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

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

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

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

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

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

23 (C) all responding justices of the appellate division, including sub-  
24 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.

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

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

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

5 (G) all responding judges of the county courts;

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

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

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

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

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

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

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

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

26 § 2. This act shall take effect immediately.