

STATE OF NEW YORK

1854--A

2021-2022 Regular Sessions

IN SENATE

January 16, 2021

Introduced by Sens. JORDAN, AKSHAR, RITCHIE -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the criminal procedure law, in relation to the use of video monitoring equipment to conduct arraignments

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

1 Section 1. Subdivision 1 of section 182.20 of the criminal procedure
2 law, as amended by chapter 332 of the laws of 2009, is amended to read
3 as follows:

4 1. Notwithstanding any other provision of law and except as provided
5 in section 182.30 of this article, the court, in its discretion, may
6 dispense with the personal appearance of the defendant, except an
7 appearance at a hearing or trial, and conduct an electronic appearance
8 in connection with a criminal action pending in [~~Albany, Bronx, Broome,~~
9 ~~Erie, Kings, New York, Niagara, Oneida, Onondaga, Ontario, Orange,~~
10 ~~Putnam, Queens, Richmond, St. Lawrence, Tompkins, Chautauqua, Cattaraugus,~~
11 ~~Clinton, Essex, Montgomery, Rensselaer, Warren, Westchester,~~
12 ~~Suffolk, Herkimer or Franklin]~~ any county, provided that the chief
13 administrator of the courts has authorized the use of electronic appear-
14 ance and the defendant, after consultation with counsel, consents on the
15 record. Such consent shall be required at the commencement of each elec-
16 tronic appearance to such electronic appearance.

17 § 2. This act shall take effect immediately; provided that the amend-
18 ments to subdivision 1 of section 182.20 of the criminal procedure law
19 made by section one of this act shall not affect the repeal of such
20 section and shall be deemed repealed therewith.

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

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