

# STATE OF NEW YORK

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10670

## IN ASSEMBLY

August 28, 2024

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Introduced by COMMITTEE ON RULES -- (at request of M. of A. Magnarelli)  
-- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to peremptory challenges

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

- 1 Section 1. Subdivision 3 of section 270.25 of the criminal procedure  
2 law is amended to read as follows:  
3 3. When two or more defendants are tried jointly, the number of  
4 peremptory challenges prescribed in subdivision two of this section is  
5 not multiplied by the number of defendants, but such defendants are to  
6 be treated as a single party. In any such case, a peremptory challenge  
7 by one or more defendants must be allowed if a majority of the defend-  
8 ants join in such challenge, or if there is a tie when there is an even  
9 number of defendants. Otherwise, it must be disallowed.  
10 § 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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