# STATE OF NEW YORK

10670

# IN ASSEMBLY

August 28, 2024

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:**

Section 1. Subdivision 3 of section 270.25 of the criminal procedure law is amended to read as follows:

3. When two or more defendants are tried jointly, the number of peremptory challenges prescribed in subdivision two **of this section** is not multiplied by the number of defendants, but such defendants are to be treated as a single party. In any such case, a peremptory challenge by one or more defendants must be allowed if a majority of the defendants join in such challenge**, or if there is a tie when there is an even number of defendants**. Otherwise, it must be disallowed.

§ 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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