STATE OF NEW YORK

6665--A

2023-2024 Regular Sessions

IN SENATE

May 3, 2023

Introduced by Sens. GIANARIS, WEBB -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary -- recommitted to the Committee on Judiciary in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the judiciary law, in relation to requiring the chief administrator of the courts to provide certain reports related to the office of court administration

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

Section 1. Section 212 of the judiciary law is amended by adding a new subdivision 3 to read as follows:

3. (a) The chief administrator shall collect and compile data on legal training programs conducted by, or under the supervision of, the office of court administration for the judges and justices of the unified court system, including:

(i) the date, time, location, and topic of each training program;

(ii) the judges and justices who attended each training program; and

(iii) any materials presented and/or distributed at each training program, such as slideshows, case compilations, and reference guides.

(b) On or before the first day of January of each year, the chief administrator shall submit a report to the governor, the temporary president of the senate, and the speaker of the assembly containing the data required to be collected and compiled by this subdivision. Such report shall also contain legal reference materials distributed or otherwise made available, in whatever form, to judges and justices for day-to-day practice, such as bench cards and bench books.

§ 2. Section 212 of the judiciary law is amended by adding a new subdivision 4 to read as follows:

4. (a) The chief administrator shall prepare an annual report on the performance of the judges and justices of the unified court system. The

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

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chief administrator shall submit such report to the governor, the temporary president of the senate, and the speaker of the assembly, and shall publish such report on the website of the office of court administration, on or before the first day of January of each year. Such report shall include:

(i) rules, policies and procedures of the office of court administration for promoting the timely and just resolution of actions and proceedings, including standards and goals for motion resolution and case disposition; and

(ii) for each judge and justice:

(A) the number of cases in which the standards and goals described in subparagraph (i) of this paragraph were, and were not, met;

(B) the number of motions that have been pending for more than six months and the name of each case in which such motion has been pending;

(C) the number of bench trials that have been submitted for more than six months and the name of each case in which such trials are under submission;

(D) the number and names of cases that have not been terminated within three years of filing; and

(E) the number of orders and judgments reversed, modified, or vacated on appeal, for whatever reason, by a higher court.

(b) The information required under subparagraph (ii) of paragraph (a) of this subdivision shall be posted in a searchable, sortable, alphanumeric form that can be digitally transmitted or processed, and not in portable document format or scanned copies of original documents.

§ 3. Section 212 of the judiciary law is amended by adding a new subdivision 5 to read as follows:

5. (a) On or before June first, two thousand twenty-four, and every year thereafter on or before January first, the chief administrator shall submit an annual report on the security of the judicial and non-judicial officers of the unified court system to the governor, the temporary president of the senate, the chair of the senate committee on the judiciary, the speaker of the assembly, and the chair of the assembly committee on the judiciary. Such report shall include, for the preceding year:

(i) the number of threats directed at judicial and non-judicial officers and their families;

(ii) the number of physical assaults and attempted assaults on judicial and non-judicial officers and their families;

(iii) the number of police reports filed and criminal prosecutions related to subparagraphs (i) and (ii) of this paragraph; and

(iv) the number of judicial officers, non-judicial officers, former judicial officers, and former non-judicial officers covered by extraordinary security measures at any point in the preceding year, and the cumulative cost of such extraordinary security measures. For the purpose of this subdivision, extraordinary security measures shall mean security measures other than security provided at a courthouse on a daily basis by uniformed court officers or a local sheriff or police department, including but not limited to an off-hours, non-courthouse guard detail.

(b) The first report required under paragraph (a) of this subdivision shall cover two thousand twenty-three and January through March of two thousand twenty-four.

§ 4. This act shall take effect immediately.