

# STATE OF NEW YORK

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529

2023-2024 Regular Sessions

## IN ASSEMBLY

January 9, 2023

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Introduced by M. of A. L. ROSENTHAL -- read once and referred to the  
Committee on Codes

AN ACT to amend the criminal procedure law, in relation to allowing a  
jury instruction stating biometric evidence shall not be dispositive  
in the jury's decision

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

1 Section 1. Section 300.10 of the criminal procedure law is amended by  
2 adding a new subdivision 2-a to read as follows:

3 2-a. In any criminal trial or proceeding, upon the request of a party,  
4 the court shall instruct the jury as follows: "Any presentation of biom-  
5 etric evidence shall not be dispositive in the jury's decision."

6 § 2. This act shall take effect on the thirtieth day after it shall  
7 have become a law.

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

LBD00731-01-3