

# STATE OF NEW YORK

151

2023-2024 Regular Sessions

## IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sens. GIANARIS, HOYLMAN, JACKSON, KENNEDY, SALAZAR, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the criminal procedure law and the civil practice law and rules, in relation to enacting the "New York no citizen is above the law act"

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "New York no citizen is above the law act".

3 § 2. Subdivision 4 of section 30.10 of the criminal procedure law is  
4 amended by adding a new paragraph (c) to read as follows:

5 (c) Any period following the commission of the offense during which  
6 the defendant was holding the office of president of the United States.

7 § 3. The civil practice law and rules is amended by adding a new  
8 section 207-a to read as follows:

9 § 207-a. Certain defendants. When a defendant is holding the office of  
10 president of the United States, whether the cause of action accrued  
11 during or prior to the commencement of such period in office, the time  
12 that elapses between the commencement of the period of the holding of  
13 such office and the termination of the period of the holding of such  
14 office is not a part of the time within which the action must be  
15 commenced.

16 § 4. This act shall take effect immediately provided, however, that  
17 section two of this act shall apply to all criminal actions for which  
18 such statute of limitations has not expired before such date and section  
19 three of this act shall apply to all civil court actions commenced on,  
20 before and after such effective date.

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

LBD01882-01-3