

STATE OF NEW YORK

921

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

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

AN ACT to amend the criminal procedure law, in relation to protective orders for juries

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

1 Section 1. Subdivision 1-a of section 270.15 of the criminal procedure
2 law, as amended by a chapter of the laws of 2024 amending the criminal
3 procedure law relating to protective orders for juries, as proposed in
4 legislative bills numbers S. 6239 and A. 7495, is amended to read as
5 follows:

6 1-a. The court may ~~[for]~~, upon a finding that there is good cause
7 ~~[shown]~~ to believe that a threat to the safety or integrity of the jury
8 exists, upon motion of either party or any affected person or upon its
9 own initiative, issue a protective order for a stated period regulating
10 disclosure of the names and the business or residential address of any
11 prospective or sworn juror to any person or persons, other than to coun-
12 sel for either party. In determining whether good cause exists, the
13 court may consider:

14 (a) whether the defendant or persons acting on behalf of the defendant
15 have bribed, tampered with, or caused or attempted to cause physical
16 injury to or harassed a juror or prospective juror in another criminal
17 action or proceeding or in the instant criminal action or proceeding;

18 (b) the seriousness of the charges against the defendant, including
19 whether the defendant is charged with participating in a large-scale
20 criminal enterprise; and

21 (c) the extent of pretrial publicity concerning the criminal action or
22 proceeding.

23 § 2. This act shall take effect on the same date and in the same
24 manner as a chapter of the laws of 2024 amending the criminal procedure
25 law relating to protective orders for juries, as proposed in legislative
26 bills numbers S. 6239 and A. 7495, takes effect.

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

LBD02717-01-5