

S08390 • New York

Sets rules and procedures for the admissibility of evidence created or processed by artificial intelligence.

Introduced

Risk: High

Comprehensive

Effective: Sep 26, 2025 | Last Action (Jan 26, 2024): REFERRED TO CODES

Summary

This bill establishes rules for the admissibility of evidence created or processed by artificial intelligence in criminal and civil proceedings.

Business Impact

If you use AI to generate or process evidence in New York, you must ensure its reliability and support it with independent evidence or face legal challenges.

Key Provisions

- Evidence created by AI requires independent support to be admissible.
- Proponents must establish the reliability of AI in evidence creation or processing.
- Definitions clarify what constitutes AI-created or processed evidence.
- Expert testimony is needed to validate AI's reliability.
- Independent evidence must not be derived from the AI that generated the evidence.
- The court may protect sensitive information in expert testimony.

Compliance Checklist

- Establish the reliability of AI-generated evidence with independent support | Who: Proponents of evidence in legal proceedings | Penalty: Evidence may be excluded from proceedings
- Provide expert testimony validating AI's use in evidence processing | Who: Proponents of evidence in legal proceedings | Penalty: Evidence may be excluded from proceedings

Industries Affected

Legal Services

Technology

Property Management

Real Estate

Bill Sponsors

Name	Party	Role
Jeremy Cooney	D	Sponsor

Related Bills

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- A08110 (NY)
 - A01338 (NY)

Official Source

https://assembly.state.ny.us/leg/?default_fld=&bn;=S08390&term;=2025&Summary;=Y&Actions;=Y&Text;=Y&Committee;%26nbspVotes=Y&Floor;%26nbspVotes=Y#S08390

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