S T A T E O F N E W Y O R K

1209

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to requiring that websites providing inmate information be searchable by the inmate's name, former name or alias

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 9 of the correction law, as added by section 2 of part OO of chapter 56 of the laws of 2010, is amended to read as follows:

S 9. Access to inmate information via the internet. Notwithstanding any provision of law to the contrary, any information relating to the conviction of a person, except for a person convicted of an offense that would make such person ineligible for merit time under section eight hundred three of this chapter or an offense for which registration as a sex offender is required as set forth in subdivision two or three of section one hundred sixty-eight-a of this chapter, that is posted on a website maintained by or for the department, under article six of the public officers law, may be posted on such website for a period not to exceed five years after the expiration of such person's sentence of imprisonment and any period of parole or post-release supervision; provided, however, that in the case of a person who has been committed to the department on more than one occasion, the department may post conviction information relating to any prior commitment on such website for a period not to exceed five years after the expiration of such person's sentence of imprisonment and any period of parole or post-release supervision arising from the most recent commitment to the department; PROVIDED FURTHER, HOWEVER, THAT ANY SUCH WEBSITE THAT ALLOWS THE PUBLIC TO SEARCH FOR INMATE INFORMATION SHALL BE PROGRAMMED IN SUCH A

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

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MANNER THAT THE SEARCH MAY BE SUCCESSFUL BY INPUT OF THE INMATE'S CURRENT NAME, ANY FORMER LEGAL NAME OR ANY OTHER KNOWN ALIAS OF THE INMATE.

S 2. This act shall take effect on the ninetieth day after it shall have become a law.