STATE OF NEW YORK

7510

2025-2026 Regular Sessions

IN ASSEMBLY

March 28, 2025

Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the public officers law, in relation to the provision of geographic information systems materials by state and municipal agencies

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

Section 1. Subdivision 1 of section 87 of the public officers law is amended by adding a new paragraph (d) to read as follows:

(d) Notwithstanding the provisions of paragraph (b) of this subdivision, every agency holding, keeping or producing geographic information systems materials may promulgate rules and regulations establishing conditions for the use, distribution, duplication, sale or resale of such materials by any person granted access thereto pursuant to this article. In addition an agency may establish fees for copies of geographic information systems materials which shall not exceed the fair market value of such materials. Any such rules and regulations shall be consistent with the general rules and regulations promulgated by the committee on open government, and the establishment of fees for copies shall be based on guidelines regarding fair market value issued by the committee on open government. If an applicant believes that an agency's fee is greater than the fair market value of the record sought, that person may appeal to the head or governing body of the agency, who shall within ten business days of the receipt of such appeal determine to approve or reduce the fee in accordance with guidelines issued by the committee on open government. An agency in receipt of such an appeal shall forward copies of the appeal and its determination to the committee on open government.

§ 2. This act shall take effect immediately.

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

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