

10680

I N A S S E M B L Y

April 14, 2010

Introduced by M. of A. ZEBROWSKI, CHRISTENSEN, GABRYSZAK, JEFFRIES,
KOON, REILLY -- read once and referred to the Committee on Local
Governments

AN ACT to amend the county law and the public officers law, in relation
to prohibiting the broadcast of a 911 call

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

- 1 Section 1. Subdivision 4 of section 308 of the county law, as amended
2 by chapter 309 of the laws of 1996, is amended to read as follows:
3 4. (A) Records, in whatever form they may be kept, of calls made to a
4 municipality's E911 system shall not be made available to or obtained by
5 any entity or person, other than that municipality's public safety agen-
6 cy, another government agency or body, or a private entity or a person
7 providing medical, ambulance or other emergency services, and shall not
8 be utilized for any commercial purpose other than the provision of emer-
9 gency services.
10 (B) NO ENTITY OR PERSON SHALL PLAY A RECORDING OF A CALL MADE OVER THE
11 E911 SYSTEM ON A BROADCAST MEDIUM, INCLUDING, BUT NOT LIMITED TO RADIO,
12 TELEVISION, OR THE INTERNET AS DEFINED BY PARAGRAPH (C) OF SUBDIVISION
13 TWO OF SECTION THREE HUNDRED NINETY-B OF THE GENERAL BUSINESS LAW. THIS
14 SECTION SHALL NOT PROHIBIT READING OR DISPLAYING A TRANSCRIPT OF SUCH A
15 RECORDING. WHOEVER VIOLATES THIS SECTION SHALL BE SUBJECT TO A FINE OF
16 FIVE THOUSAND DOLLARS FOR EACH VIOLATION.
17 S 2. Paragraph (b) of subdivision 2 of section 89 of the public offi-
18 cers law, as added by chapter 933 of the laws of 1977, subparagraph iii
19 as amended by chapter 223 of the laws of 2008 and subparagraph v as
20 amended and subparagraph vi as added by chapter 545 of the laws of 1998,
21 is amended to read as follows:
22 (b) An unwarranted invasion of personal privacy includes, but shall
23 not be limited to:
24 i. disclosure of employment, medical or credit histories or personal
25 references of applicants for employment;
26 ii. disclosure of items involving the medical or personal records of a
27 client or patient in a medical facility;

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

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1 iii. sale or release of lists of names and addresses if such lists
2 would be used for solicitation or fund-raising purposes;
3 iv. disclosure of information of a personal nature when disclosure
4 would result in economic or personal hardship to the subject party and
5 such information is not relevant to the work of the agency requesting or
6 maintaining it; [or]
7 v. disclosure of information of a personal nature reported in confi-
8 dence to an agency and not relevant to the ordinary work of such agency;
9 [or]
10 vi. information of a personal nature contained in a workers' compen-
11 sation record, except as provided by section one hundred ten-a of the
12 workers' compensation law[.]; OR
13 VII. A RECORDING OF A CALL MADE OVER THE E911 SYSTEM AS DEFINED IN
14 SUBDIVISION THREE OF SECTION THREE HUNDRED ONE OF THE COUNTY LAW.
15 S 3. This act shall take effect immediately.