

1242

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. LANCMAN, ALFANO, REILLY -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to subdirectory of level two and three sex offenders

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

1 Section 1. Subdivision 1 of section 168-q of the correction law, as
2 amended by chapter 106 of the laws of 2006, is amended to read as
3 follows:
4 1. The division shall maintain a subdirectory of level two and three
5 sex offenders. The subdirectory shall include the exact address, address
6 of the offender's place of employment and photograph of the sex offender
7 along with the following information, if available: name, physical
8 description, age and distinctive markings. Background information
9 including the sex offender's crime of conviction, modus of operation,
10 type of victim targeted, the name and address of any institution of
11 higher education at which the sex offender is enrolled, attends, is
12 employed or resides and a description of special conditions imposed on
13 the sex offender shall also be included. The subdirectory shall have sex
14 offender listings categorized by county and zip code. A copy of the
15 subdirectory shall annually be distributed to the offices of local
16 village, town, city, county or state law enforcement agencies for
17 purposes of public access. The division shall distribute monthly updates
18 to the offices of local village, town, city, county or state law
19 enforcement agencies for purposes of public access. Such departments
20 shall require that a person in writing provide their name and address
21 prior to viewing the subdirectory. Any information identifying the
22 victim by name, birth date, address or relation to the sex offender
23 shall be excluded from the subdirectory distributed for purposes of
24 public access. The subdirectory provided for herein shall be updated

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

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1 monthly to maintain its efficiency and usefulness and shall be computer
2 accessible. Such subdirectory shall be made available at all times on
3 the internet via the division homepage. ANY RESIDENT OF THE STATE MAY
4 REGISTER WITH THE DIVISION TO RECEIVE BY E-MAIL NOTIFICATION WHEN A
5 REGISTRATION HAS BEEN ENTERED OR UPDATED IN THE SUBDIRECTORY IN A
6 GEOGRAPHIC AREA SPECIFIED BY THE RESIDENT ON A REGISTRATION FORM. THE
7 DIVISION SHALL FURNISH SUCH SERVICE AT NO CHARGE TO THE RESIDENT AND THE
8 E-MAIL UPDATE MAY BE FOR BUT NOT LIMITED TO SPECIFIC COUNTIES OR ZIP
9 CODES. THE REGISTRATION FORM PURSUANT TO THIS SECTION SHALL BE PREPARED
10 AND FURNISHED BY THE DIVISION.

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