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

5040

2009-2010 Regular Sessions

I N A S S E M B L Y

February 10, 2009

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

AN ACT to amend the executive law, in relation to requiring local disaster preparedness plans to be made widely available to the public

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

Section 1. Section 23 of the executive law is amended by adding a new subdivision 8 to read as follows:

8. ALL LOCAL DISASTER PREPAREDNESS PLANS PREPARED PURSUANT TO THE AUTHORIZATION OF THIS SECTION SHALL BE MADE WIDELY AVAILABLE TO THE PUBLIC. ANY COUNTY, CITY, TOWN, OR VILLAGE PREPARING SUCH A PLAN MAY WITHHOLD SPECIFIC SECURITY-RELATED INFORMATION FROM PUBLIC DISCLOSURE ONLY IF THE STATE EMERGENCY MANAGEMENT OFFICE, AS DEFINED IN PARAGRAPH (E) OF SUBDIVISION ONE OF SECTION TWENTY-NINE-E OF THIS ARTICLE, DETERMINES THAT THERE IS A COMPELLING SECURITY REASON TO WITHHOLD SUCH INFORMATION FROM THE PUBLIC AND APPROVES OF SUCH WITHHOLDING OF DISCLOSURE THEREOF.

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

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

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