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

6299

2009-2010 Regular Sessions

I N A S S E M B L Y

February 27, 2009

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

AN ACT to amend the executive law, in relation to the notification of victims of certain felons of name changes by such felons

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

Section 1. Section 837 of the executive law is amended by adding a new subdivision 4-d to read as follows:

4-D. IN COOPERATION WITH THE STATE ADMINISTRATOR OF THE UNIFIED COURT SYSTEM, IDENTIFY ANY PERSON WHO SINCE JANUARY FIRST, NINETEEN SEVENTY-FIVE HAS CHANGED HIS OR HER NAME PURSUANT TO ARTICLE SIX OF THE CIVIL RIGHTS LAW WHILE HE OR SHE WAS CONFINED AS AN INMATE IN ANY CORRECTIONAL FACILITY OR UNDER THE SUPERVISION OF THE STATE DIVISION OF PAROLE OR A COUNTY PROBATION DEPARTMENT AS A RESULT OF A CONVICTION FOR A VIOLENT FELONY OFFENSE AS DEFINED IN SECTION 70.02 OF THE PENAL LAW OR A FELONY DEFINED IN ARTICLE ONE HUNDRED TWENTY-FIVE OF SUCH LAW OR ANY OF THE FOLLOWING PROVISIONS OF SUCH LAW: SECTION 130.25, 130.30, 130.40, 130.45, 135.10, 135.25, 230.05, 230.06, SUBDIVISION TWO OF SECTION 230.30, SECTION 230.32, 255.25, 255.26, 255.27, OR ARTICLE TWO HUNDRED SIXTY-THREE. ONCE SUCH FELONS HAVE BEEN IDENTIFIED, THE DIVISION, IN COOPERATION WITH THE STATE ADMINISTRATOR OF THE UNIFIED COURT SYSTEM, SHALL PROMPTLY NOTIFY THE VICTIM OF ANY SUCH FELON OF THE FELON'S NAME CHANGE AT THE MOST CURRENT ADDRESS OR TELEPHONE NUMBER PROVIDED BY SUCH VICTIM IN THE MOST REASONABLE AND EXPEDIENT POSSIBLE MANNER, OR IF THE VICTIM CANNOT BE LOCATED OR IS DECEASED, NOTIFY THE VICTIM'S IMMEDIATE FAMILY, IF POSSIBLE.

S 2. This act shall take effect on the ninetieth 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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