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2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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Introduced by M. of A. KAVANAGH, CAHILL, ESPAILLAT, SPANO, LUPARDO --  
Multi-Sponsored by -- M. of A. BOYLAND, COLTON, COOK, GREENE, JOHN,  
KOON, McENENY, MILLMAN, PHEFFER, WEISENBERG, WRIGHT -- read once and  
referred to the Committee on Governmental Operations

AN ACT to amend the New York state printing and public documents law and  
the state technology law, in relation to agency reports

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 12 of the New York state printing  
2     and public documents law, as added by chapter 524 of the laws of 2005,  
3     is amended to read as follows:  
4     4. (a) Whenever state law requires a state agency to make, issue,  
5     submit, deliver, distribute or forward a report to the "legislature" or  
6     to "members of the legislature" or to "both houses of the legislature,"  
7     or to any particular legislative officers or chairpersons of legislative  
8     committees, subcommittees or commissions, the agency shall satisfy such  
9     requirement by [either]:  
10    (i) [making, issuing, submitting, delivering, distributing or forward-  
11    ing a printed copy of the report to each member of the legislature, or  
12    to the specified legislative officers or chairpersons, as the case may  
13    be; or] MAKING SUCH DOCUMENT AVAILABLE ON THE NEW YORK STATE AGENCY  
14    DOCUMENTS WEBSITE, AS AUTHORIZED BY SUBDIVISION EIGHTEEN OF SECTION ONE  
15    HUNDRED THREE OF THE STATE TECHNOLOGY LAW, UNDER THE APPROPRIATE AGEN-  
16    CY'S HEADING AND SENDING A PRINTED LETTER OR NOTICE TO EACH MEMBER OF  
17    THE LEGISLATURE, OR TO THE SPECIFIED LEGISLATIVE OFFICERS OR CHAIR-  
18    PERSONS, AS THE CASE MAY BE, INDICATING THE AVAILABILITY OF SUCH REPORT  
19    ON THIS WEBSITE; AND BY  
20    (ii) making such document available on its website and sending a  
21    printed letter or notice to each member of the legislature, or to the

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

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1 specified legislative officers or chairpersons, as the case may be,  
2 indicating the availability of such report on the agency's website.

3 (b) Such letter or notice shall include the name of the specific  
4 report, the specific web address at which the report can be accessed or  
5 instructions on how to access the report from the agency's homepage, and  
6 the name of the person at the state agency to whom the legislator may  
7 direct a request to obtain a printed copy of the report, free of charge,  
8 if so desired.

9 S 2. Section 103 of the state technology law is amended by adding a  
10 new subdivision 18 to read as follows:

11 18. TO ESTABLISH, ADMINISTER AND MAINTAIN A NEW YORK STATE AGENCY  
12 DOCUMENTS WEBSITE WHICH WILL INCLUDE POSTINGS OF ALL REPORTS ISSUED BY  
13 STATE AGENCIES, DEPARTMENTS, PUBLIC AUTHORITIES, PUBLIC BENEFIT CORPO-  
14 RATIONS OR ENTITIES WHENEVER STATE LAW REQUIRES A STATE AGENCY TO MAKE,  
15 ISSUE, SUBMIT, DELIVER, DISTRIBUTE OR FORWARD A REPORT TO THE "LEGISLA-  
16 TURE" OR TO "MEMBERS OF THE LEGISLATURE" OR TO "BOTH HOUSES OF THE  
17 LEGISLATURE", OR TO ANY PARTICULAR LEGISLATIVE OFFICERS OR CHAIRPERSONS  
18 OF LEGISLATIVE COMMITTEES, SUBCOMMITTEES OR COMMISSIONS. IT SHALL BE THE  
19 RESPONSIBILITY OF THE NEW YORK STATE AGENCY DOCUMENTS WEBSITE TO SERVE  
20 AS THE CENTRAL REPOSITORY FOR THE POSTING AND ARCHIVING OF ALL DOCUMENTS  
21 PROVIDED TO THE LEGISLATURE AS REQUIRED BY STATE LAW.

22 S 3. This act shall take effect on the ninetieth day after it shall  
23 have become a law.