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

650

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

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 ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 4 of section 12 of the New York state printing and public documents law, as added by chapter 524 of the laws of 2005, is amended to read as follows:

4. (a) Whenever state law requires a state agency to make, issue, submit, deliver, distribute or forward a report to the "legislature" or to "members of the legislature" or to "both houses of the legislature," or to any particular legislative officers or chairpersons of legislative committees, subcommittees or commissions, the agency shall satisfy such requirement by [either]:

(i) [making, issuing, submitting, delivering, distributing or forwarding a printed copy of the report to each member of the legislature, or to the specified legislative officers or chairpersons, as the case may be; or] MAKING SUCH DOCUMENT AVAILABLE ON THE NEW YORK STATE AGENCY DOCUMENTS WEBSITE, AS AUTHORIZED BY SUBDIVISION EIGHTEEN OF SECTION ONE HUNDRED THREE OF THE STATE TECHNOLOGY LAW, UNDER THE APPROPRIATE AGENCY'S HEADING AND SENDING A PRINTED LETTER OR NOTICE TO EACH MEMBER OF THE LEGISLATURE, OR TO THE SPECIFIED LEGISLATIVE OFFICERS OR CHAIRPERSONS, AS THE CASE MAY BE, INDICATING THE AVAILABILITY OF SUCH REPORT ON THIS WEBSITE; AND BY

(ii) making such document available on its website and sending a 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.

LBD00914-01-9

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

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

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

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

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