

5076

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

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Introduced by Sen. KLEIN -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the public officers law, in relation to willful failure to make timely disclosure of a public record

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

1 Section 1. Section 89 of the public officers law is amended by adding  
2 a new subdivision 10 to read as follows:  
3 10. ANY OFFICER OR EMPLOYEE OF A STATE AGENCY CHARGED WITH THE DISCLO-  
4 SURE OF ANY RECORD IN COMPLIANCE WITH THE PROVISIONS OF THIS ARTICLE  
5 SHALL MAKE SUCH DISCLOSURE WITHIN THE TIME PERIODS PROVIDED IN THIS  
6 SECTION. ANY AGENCY WHICH EMPLOYS A PERSON WHO HAS WILLFULLY FAILED TO  
7 MAKE TIMELY DISCLOSURE OF SUCH RECORD SHALL BE SUBJECT TO A CIVIL PENAL-  
8 TY IN AN AMOUNT NOT TO EXCEED ONE THOUSAND DOLLARS.  
9 S 2. This act shall take effect on the ninetieth day after it shall  
10 have become a law.

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

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