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

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I N A S S E M B L Y

(PREFILED)

January 6, 2010

Introduced by M. of A. GABRYSZAK, GUNTHER, P. RIVERA, PHEFFER -- Multi-Sponsored by -- M. of A. HYER-SPENCER, JOHN, KOON, MOLINARO, SCHROEDER -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to making the subdirectory of sexually violent predators free of charge and searchable with anonymity

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

Section 1. Subdivision 1 of section 168-q of the correction law, as amended by chapter 478 of the laws of 2009, is amended to read as follows:

1. The division shall maintain a subdirectory of level two and three sex offenders. The subdirectory shall include the exact address, address of the offender's place of employment and photograph of the sex offender along with the following information, if available: name, physical description, age and distinctive markings. Background information including the sex offender's crime of conviction, modus of operation, type of victim targeted, the name and address of any institution of higher education at which the sex offender is enrolled, attends, is employed or resides and a description of special conditions imposed on the sex offender shall also be included. The subdirectory shall have sex offender listings categorized by county and zip code. A copy of the subdirectory shall annually be distributed to the offices of local village, town, city, county or state law enforcement agencies for purposes of public access. The division shall distribute monthly updates to the offices of local village, town, city, county or state law enforcement agencies for purposes of public access. [Such departments shall require that a person in writing provide their name and address prior to viewing the subdirectory.] Any information identifying the victim by name, birth date, address or relation to the sex offender shall be excluded from the subdirectory distributed for purposes of public access. The subdirectory provided for [herein] IN THIS SUBDIVISION shall be updated monthly to maintain its efficiency and usefulness

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

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and shall be computer accessible. Such subdirectory shall be made available FREE OF CHARGE at all times on the internet via the division homepage AND SHALL BE SEARCHABLE WITH ANONYMITY. Any person may apply to the division to receive automated e-mail notifications whenever a new or updated subdirectory registration occurs in a geographic area specified by such person. The division shall furnish such service at no charge to such person, who shall request e-mail notification by county and/or zip code on forms developed and provided by the division. E-mail notification is limited to three geographic areas per e-mail account.

S 2. This act shall take effect on the same date and in the same manner as chapter 478 of the laws of 2009, as amended, takes effect.