

S. 2571

A. 6003

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

February 24, 2009

---

IN SENATE -- Introduced by Sens. LAVALLE, ALESI, VOLKER -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Correction

AN ACT to amend the correction law, in relation to prohibiting certain persons convicted under article six-C of the correction law from serving as a trustee, principal, officer, or member of a board of education of any public school in any BOCES, city, union free, common or central school district or any charter school

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

1     Section 1. Section 168-w of the correction law, as relettered by chap-  
2     ter 604 of the laws of 2005, is relettered section 168-x and a new  
3     section 168-w is added to read as follows:  
4     168-W. PROHIBITION OF SERVING AS A TRUSTEE, PRINCIPAL, OFFICER, OR  
5     BOARD OF EDUCATION OF ANY PUBLIC SCHOOL IN ANY BOCES, CITY, UNION FREE,  
6     COMMON OR CENTRAL SCHOOL DISTRICT OR ANY CHARTER SCHOOL. NO PERSON  
7     REQUIRED TO MAINTAIN REGISTRATION UNDER THIS ARTICLE (SEX OFFENDER  
8     REGISTRATION ACT) SHALL BE A TRUSTEE, PRINCIPAL, OFFICER, OR MEMBER OF A  
9     BOARD OF EDUCATION OF ANY PUBLIC SCHOOL IN ANY BOCES, CITY, UNION FREE,  
10    COMMON OR CENTRAL SCHOOL DISTRICT OR ANY CHARTER SCHOOL.  
11    S 2. Section 168-t of the correction law, as amended by chapter 373 of  
12    the laws of 2007, is amended to read as follows:  
13    S 168-t. Penalty. Any sex offender required to register or to verify  
14    pursuant to the provisions of this article who fails to register or  
15    verify in the manner and within the time periods provided for in this  
16    article shall be guilty of a class E felony upon conviction for the  
17    first offense, and upon conviction for a second or subsequent offense  
18    shall be guilty of a class D felony. Any sex offender who violates the

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

LBD07286-02-9

1 provisions of section one hundred sixty-eight-v OR ONE HUNDRED  
2 SIXTY-EIGHT-W of this article shall be guilty of a class A misdemeanor  
3 upon conviction for the first offense, and upon conviction for a second  
4 or subsequent offense shall be guilty of a class D felony. Any such  
5 failure to register or verify may also be the basis for revocation of  
6 parole pursuant to section two hundred fifty-nine-i of the executive law  
7 or the basis for revocation of probation pursuant to article four  
8 hundred ten of the criminal procedure law.

9 S 3. This act shall take effect immediately.