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

3195

2009-2010 Regular Sessions

I N S E N A T E

March 12, 2009

Introduced by Sen. VALESKY -- 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 the recording, broadcasting, webcasting and photographing of meetings of public bodies

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

Section 1. Section 103 of the public officers law is amended by adding a new subdivision (d) to read as follows:

(D) 1. MEETINGS OF PUBLIC BODIES SHALL PROVIDE FOR THE RECORDING BY EITHER AUDIO OR VIDEO, BROADCASTING, WEBCASTING OR PHOTOGRAPHING BY ANY PERSON IN ATTENDANCE FROM ONE OR MORE DESIGNATED LOCATIONS AS REASONABLY DETERMINED BY SUCH PUBLIC BODY, PROVIDED THAT SUCH RECORDING, BROADCASTING, WEBCASTING OR PHOTOGRAPHING DOES NOT INTERFERE WITH THE CONDUCT OF THE MEETING.

2. A PUBLIC BODY SHALL ADOPT RULES REASONABLY GOVERNING THE LOCATIONS FOR RECORDING, BROADCASTING, WEBCASTING OR PHOTOGRAPHING OF MEETINGS, PROVIDED, HOWEVER, THAT SUCH PUBLIC BODY SHALL NOT PROHIBIT OR DISCOURAGE SUCH RECORDING, BROADCASTING, WEBCASTING OR PHOTOGRAPHING. SUCH RULES SHALL BE CONSPICUOUSLY POSTED DURING MEETINGS AND WRITTEN COPIES SHALL BE PROVIDED UPON REQUEST TO THOSE IN ATTENDANCE.

3. ANY AGGRIEVED PERSON SHALL HAVE STANDING TO ENFORCE THE PROVISIONS OF THIS SECTION PURSUANT TO SECTION ONE HUNDRED SEVEN OF THIS ARTICLE.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.

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

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