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

_____

7330

I N   S E N A T E

March 30, 2010
_____

Introduced by Sen. C. JOHNSON -- 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 defining certain
   records maintained by the office of homeland security as public agency
   safety records

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

 1   Section 1. Subdivision 8 of section 92 of the public officers law, as
 2 amended by chapter 336 of the laws of 1992, is amended to read as
 3 follows:
 4   (8) Public safety agency record. The term "public safety agency
 5 record" means a record of the commission of correction, the temporary
 6 state commission of investigation, the department of correctional
 7 services, the division for youth, the division of parole, the crime
 8 victims board, the division of probation and correctional alternatives
 9 or the division of state police or of any agency or component thereof
10 whose primary function is the enforcement of civil or criminal statutes
11 if such record pertains to investigation, law enforcement, confinement
12 of persons in correctional facilities or supervision of persons pursuant
13 to criminal conviction or court order, and any records maintained by the
14 division of criminal justice services pursuant to sections eight hundred
15 thirty-seven, eight hundred thirty-seven-a, eight hundred thirty-sev-
16 en-b, eight hundred thirty-seven-c, eight hundred thirty-eight, eight
17 hundred thirty-nine, eight hundred forty-five, and eight hundred forty-
18 five-a of the executive law and by the department of state pursuant to
19 section ninety-nine of the executive law AND BY THE OFFICE OF HOMELAND
20 SECURITY PURSUANT TO PARAGRAPHS (F) AND (G) OF SUBDIVISION TWO OF
21 SECTION SEVEN HUNDRED NINE OF THE EXECUTIVE LAW.
22   S 2. This act shall take effect immediately.

     EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                    [ ] is old law to be omitted.
                                                          LBD15671-01-0