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I N   S E N A T E

April 15, 2010

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Introduced by Sen. MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to the employment address of sex offenders

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

1     Section 1. Paragraph (e) of subdivision 1 of section 168-b of the  
2     correction law, as amended by chapter 10 of the laws of 2003, is amended  
3     to read as follows:

4     (e) If the sex offender has been given A LEVEL TWO OR a level three  
5     designation, such offender's employment address and/or expected place of  
6     employment.

7     S 2. Paragraph (b-1) of subdivision 2 of section 168-f of the  
8     correction law, as amended by chapter 10 of the laws of 2003, is amended  
9     to read as follows:

10    (b-1) If the sex offender has been given a LEVEL TWO OR A level three  
11    designation, such offender shall sign the verification form, and state  
12    that he or she still is employed at the address last reported to the  
13    division.

14    S 3. Subdivision 4 of section 168-f of the correction law, as amended  
15    by chapter 67 of the laws of 2008, is amended to read as follows:

16    4. Any sex offender shall register with the division no later than ten  
17    calendar days after any change of address, ANY CHANGE IN EMPLOYMENT  
18    ADDRESS, internet accounts with internet access providers belonging to  
19    such offender, internet identifiers that such offender uses, or his or  
20    her status of enrollment, attendance, employment or residence at any  
21    institution of higher education. A fee of ten dollars, as authorized by  
22    subdivision eight of section one hundred sixty-eight-b of this article,  
23    shall be submitted by the sex offender each time such offender registers  
24    any change of address or any change of his or her status of enrollment,  
25    attendance, employment or residence at any institution of higher educa-  
26    tion. Any failure or omission to submit the required fee shall not

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

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1 affect the acceptance by the division of the change of address or change  
2 of status.

3 S 4. Paragraph (b) of subdivision 6 of section 168-1 of the correction  
4 law, as amended by chapter 106 of the laws of 2006, is amended to read  
5 as follows:

6 (b) If the risk of repeat offense is moderate, a level two designation  
7 shall be given to such sex offender. In such case the law enforcement  
8 agency or agencies having jurisdiction and the law enforcement agency or  
9 agencies having had jurisdiction at the time of his or her conviction  
10 shall be notified and may disseminate relevant information which shall  
11 include a photograph and description of the offender and which may  
12 include the exact name and any aliases used by the sex offender,  
13 [approximate address based on sex offender's zip code,] EXACT ADDRESS,  
14 ADDRESS OF THE OFFENDER'S PLACE OF EMPLOYMENT, background information  
15 including the offender's crime of conviction, mode of operation, type of  
16 victim targeted, the name and address of any institution of higher  
17 education at which the sex offender is enrolled, attends, is employed or  
18 resides and the description of special conditions imposed on the offen-  
19 der to any entity with vulnerable populations related to the nature of  
20 the offense committed by such sex offender. Any entity receiving infor-  
21 mation on a sex offender may disclose or further disseminate such infor-  
22 mation at its discretion. In addition, in such case, the information  
23 described herein shall also be provided in the subdirectory established  
24 in this article and notwithstanding any other provision of law, such  
25 information shall, upon request, be made available to the public.

26 Such law enforcement agencies shall compile, maintain and update a  
27 listing of vulnerable organizational entities within its jurisdiction.  
28 Such listing shall be utilized for notification of such organizations in  
29 disseminating such information on level two sex offenders pursuant to  
30 this paragraph. Such listing shall include and not be limited to:  
31 superintendents of schools or chief school administrators, superinten-  
32 dents of parks, public and private libraries, public and private school  
33 bus transportation companies, day care centers, nursery schools, pre-  
34 schools, neighborhood watch groups, community centers, civic associ-  
35 ations, nursing homes, victim's advocacy groups and places of worship.

36 S 5. This act shall take effect on the thirtieth day after it shall  
37 have become a law.