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

9229

I N A S S E M B L Y

February 7, 2012

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

AN ACT to amend the correction law, in relation to maintaining up to date photographs of sex offenders subsequent to release

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

Section 1. Subdivision 3 of section 168-f of the correction law, as amended by chapter 11 of the laws of 2002, is amended to read as follows:

3. The provisions of subdivision two of this section shall be applied to a sex offender required to register under this article except that such sex offender designated as a sexual predator or having been given a level three designation must personally verify his or her address with the local law enforcement agency every ninety calendar days after the date of release or commencement of parole or post-release supervision, or probation, or release on payment of a fine, conditional discharge or unconditional discharge. AT SUCH TIME THE LAW ENFORCEMENT AGENCY HAVING JURISDICTION MAY TAKE A NEW PHOTOGRAPH OF SUCH SEX OFFENDER IF IT APPEARS THAT THE OFFENDER HAS HAD A CHANGE IN APPEARANCE SINCE THE MOST RECENT PHOTOGRAPH TAKEN PURSUANT TO PARAGRAPH (B-2) OF SUBDIVISION TWO OF THIS SECTION. IF SUCH PHOTOGRAPH IS TAKEN, THE LAW ENFORCEMENT AGENCY SHALL PROMPTLY FORWARD A COPY OF SUCH PHOTOGRAPH TO THE DIVISION. The duty to personally verify shall be temporarily suspended during any period in which the sex offender is confined to any state or local correctional facility, hospital or institution and shall immediately recommence on the date of the sex offender's release.

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.

LBD14206-01-2