

3087

2011-2012 Regular Sessions

I N   A S S E M B L Y

January 24, 2011

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Introduced by M. of A. PERRY -- read once and referred to the Committee  
on Codes

AN ACT to amend the public officers law, in relation to the release of  
sealed court records

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

1     Section 1. The public officers law is amended by adding a new section  
2     81 to read as follows:  
3     S 81. RELEASE OF SEALED COURT RECORDS. 1. ANY PERSON WHO INTENTIONALLY  
4     RELEASES OR OTHERWISE DISCLOSES TO ANOTHER THE NATURE, SUBSTANCE OR  
5     CONTENTS OF A SEALED COURT RECORD, EXCEPT IF REQUIRED BY STATUTE OR UPON  
6     WRITTEN ORDER ISSUED BY A COURT OF COMPETENT JURISDICTION, SHALL BE  
7     GUILTY OF A CLASS A MISDEMEANOR. NOTHING CONTAINED HEREIN SHALL PROHIBIT  
8     AN INDIVIDUAL WHO IS THE SUBJECT OF A SEALED COURT RECORD OR, IF SUCH  
9     PERSON IS DECEASED, THE PERSONAL REPRESENTATIVE OF HIS OR HER ESTATE,  
10    FROM DISCLOSING TO ANOTHER THE NATURE, SUBSTANCE OR CONTENTS OF HIS OR  
11    HER COURT RECORD.  
12    2. A "SEALED COURT RECORD" SHALL MEAN ANY RECORD REQUIRED TO BE SEALED  
13    PURSUANT TO SECTION 160.50, 160.55, 160.58, 720.15, OR 725.15 OF THE  
14    CRIMINAL PROCEDURE LAW, OR SECTION 375.1 OR 375.2 OF THE FAMILY COURT  
15    ACT.  
16    S 2. This act shall take effect immediately.

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

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