

5288

2011-2012 Regular Sessions

I N S E N A T E

May 3, 2011

Introduced by Sen. LANZA -- 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 information contained in the sex offender registry

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

1 Section 1. Subdivision 1 of section 168-q of the correction law, as
2 amended by chapter 478 of the laws of 2009, is amended to read as
3 follows:
4 1. The division shall maintain a subdirectory of level two and three
5 sex offenders. The subdirectory shall include the exact address, address
6 of the offender's place of employment and photograph of the sex offender
7 along with the following information, if available: name, physical
8 description, age and distinctive markings. Background information
9 including the sex offender's crime of conviction, modus of operation,
10 type of victim targeted, the name and address of any institution of
11 higher education at which the sex offender is enrolled, attends, is
12 employed or resides and a description of special conditions imposed on
13 the sex offender shall also be included. The subdirectory shall have sex
14 offender listings categorized by county and zip code. A copy of the
15 subdirectory shall annually be distributed to the offices of local
16 village, town, city, county or state law enforcement agencies for
17 purposes of public access. The division shall distribute monthly
18 updates to the offices of local village, town, city, county or state law
19 enforcement agencies for purposes of public access. Such departments
20 shall require that a person in writing provide their name and address
21 prior to viewing the subdirectory. Any information identifying the
22 victim by name, birth date, address or relation to the sex offender
23 shall be excluded from the subdirectory distributed for purposes of
24 public access. The subdirectory provided for herein shall be updated

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

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1 monthly to maintain its efficiency and usefulness and shall be computer
2 accessible. Such subdirectory shall be made available at all times on
3 the internet via the division homepage. THE INFORMATION CONTAINED IN
4 THE SUBDIRECTORY SHALL BE SEARCHABLE VIA THE INTERNET BY THE ZIP CODE
5 FOR BOTH THE OFFENDER'S RESIDENCE ADDRESS AND HIS OR HER PLACE OF
6 EMPLOYMENT. Any person may apply to the division to receive automated
7 e-mail notifications whenever a new or updated subdirectory registration
8 occurs in a geographic area specified by such person. The division shall
9 furnish such service at no charge to such person, who shall request
10 e-mail notification by county and/or zip code on forms developed and
11 provided by the division. E-mail notification is limited to three
12 geographic areas per e-mail account.

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