

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. HAWLEY, TEDISCO, McKEVITT, McDONOUGH -- Multi-Sponsored by -- M. of A. BARCLAY, BUTLER, CURRAN, DUPREY, FINCH, GIGLIO, GOODELL, KOLB, P. LOPEZ, McLAUGHLIN, OAKS, RA, RAIA, REILICH, TENNEY, THIELE -- read once and referred to the Committee on 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. Subdivision 4 of section 168-f of the correction law, as
2 amended by chapter 67 of the laws of 2008, is amended to read as
3 follows:

4 4. Any sex offender shall register with the division no later than ten
5 calendar days after any change of address, ANY CHANGE IN EMPLOYMENT
6 ADDRESS, internet accounts with internet access providers belonging to
7 such offender, internet identifiers that such offender uses, or his or
8 her status of enrollment, attendance, employment or residence at any
9 institution of higher education. A fee of ten dollars, as authorized by
10 subdivision eight of section one hundred sixty-eight-b of this article,
11 shall be submitted by the sex offender each time such offender registers
12 any change of address or any change of his or her status of enrollment,
13 attendance, employment or residence at any institution of higher educa-
14 tion. Any failure or omission to submit the required fee shall not
15 affect the acceptance by the division of the change of address or change
16 of status.

17 S 2. Paragraph (b) of subdivision 6 of section 168-1 of the correction
18 law, as amended by chapter 513 of the laws of 2011, is amended to read
19 as follows:

20 (b) If the risk of repeat offense is moderate, a level two designation
21 shall be given to such sex offender. In such case the law enforcement

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

1 agency or agencies having jurisdiction and the law enforcement agency or
2 agencies having had jurisdiction at the time of his or her conviction
3 shall be notified and may disseminate relevant information which shall
4 include a photograph and description of the offender and which may
5 include the exact name and any aliases used by the sex offender, exact
6 address, ADDRESS OF THE OFFENDER'S PLACE OF EMPLOYMENT, background
7 information including the offender's crime of conviction, mode of opera-
8 tion, type of victim targeted, the name and address of any institution
9 of higher education at which the sex offender is enrolled, attends, is
10 employed or resides and the description of special conditions imposed on
11 the offender to any entity with vulnerable populations related to the
12 nature of the offense committed by such sex offender. Any entity receiv-
13 ing information on a sex offender may disclose or further disseminate
14 such information at its discretion. In addition, in such case, the
15 information described herein shall also be provided in the subdirectory
16 established in this article and notwithstanding any other provision of
17 law, such information shall, upon request, be made available to the
18 public.

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

29 S 3. This act shall take effect on the thirtieth day after it shall
30 have become a law.