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

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I N A S S E M B L Y

February 28, 2014

Introduced by M. of A. THIELE, BROOK-KRASNY, GOTTFRIED, GRAF, GUNTHER, LUPINACCI, MAGNARELLI, MAYER, McDONOUGH, MOSLEY, OTIS, RAIA, ROSA, SKOUFIS, STECK, GALEF, JAFFEE, MILLMAN, CAHILL, HOOPER, ZEBROWSKI, MARKEY -- Multi-Sponsored by -- M. of A. ABBATE, AUBRY, BARCLAY, BRENNAN, CERETTO, COOK, CORWIN, CRESPO, CROUCH, CYMBROWITZ, DUPREY, GIGLIO, HIKIND, KOLB, MAGEE, PALUMBO, STEC, WEISENBERG -- read once and referred to the Committee on Election Law

AN ACT to amend the election law, in relation to authorizing registration records of victims of sexual violence to be kept confidential in certain cases

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

Section 1. Subdivision 1 of section 5-508 of the election law is amended by adding a new paragraph (c) to read as follows:

(C) "VICTIM OF SEXUAL VIOLENCE" MEANS ANY PERSON WHO IS A VICTIM OF ANY OFFENSE UNDER ARTICLE ONE HUNDRED THIRTY OF THE PENAL LAW.

S 2. Section 5-508 of the election law is amended by adding a new subdivision 3 to read as follows:

3. UPON APPLICATION MADE TO THE SUPREME COURT, IN THE COUNTY WHEREIN A VICTIM OF SEXUAL VIOLENCE IS REGISTERED PURSUANT TO THIS ARTICLE, THE COURT MAY ISSUE AN ORDER REQUIRING THAT ANY REGISTRATION RECORD KEPT OR MAINTAINED IN ACCORDANCE WITH THIS ARTICLE WITH RESPECT TO SUCH AN INDIVIDUAL BE KEPT SEPARATE AND APART FROM OTHER REGISTRATION RECORDS AND NOT BE MADE AVAILABLE FOR INSPECTION OR COPYING BY THE PUBLIC OR ANY OTHER PERSON, EXCEPT ELECTION OFFICIALS ACTING WITHIN THE COURSE AND SCOPE OF THEIR OFFICIAL DUTIES AND ONLY AS PERTINENT AND NECESSARY IN CONNECTION THEREWITH.

S 3. This act shall take effect on the one hundred twentieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized to be made on or before such date.

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

LBD01059-01-3