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

8505

2015-2016 Regular Sessions

I N A S S E M B L Y

October 9, 2015

Introduced by M. of A. CURRAN -- read once and referred to the Committee on Judiciary

AN ACT to amend the civil rights law, in relation to establishing private right of action for unwarranted surveillance of a neighbor

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

Section 1. The civil rights law is amended by adding a new section 52-a to read as follows:

S 52-A. PRIVATE RIGHT OF ACTION FOR UNWARRANTED SURVEILLANCE OF A NEIGHBOR. ANY OWNER OR TENANT OF RESIDENTIAL REAL PROPERTY SHALL HAVE A PRIVATE RIGHT OF ACTION FOR DAMAGES AGAINST ANY PERSON WHO INSTALLS ANY FIXED MOUNTED CAMERA OR DRONE POINTED IN A NEIGHBOR'S YARD OR IN A NEIGHBOR'S WINDOW OR WINDOWS WITHOUT WRITTEN CONSENT OF THE SURVEILLED NEIGHBOR. THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO ANY LAW ENFORCEMENT PERSONNEL ENGAGED IN THE CONDUCT OF THEIR AUTHORIZED DUTIES.

S 2. This act shall take effect on the thirtieth day after it shall have become a law, and shall apply to acts occurring on or after such date.

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

LBD11799-01-5