

7611

2015-2016 Regular Sessions

I N   A S S E M B L Y

May 20, 2015

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Introduced by M. of A. O'DONNELL -- read once and referred to the  
Committee on Governmental Operations

AN ACT to amend the civil rights law, in relation to personnel records  
of police officers, firefighters and correction officers

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

1     Section 1. Subdivision 1 of section 50-a of the civil rights law, as  
2     amended by chapter 516 of the laws of 2014, is amended to read as  
3     follows:  
4     1. All personnel records CREATED AND used SOLELY to evaluate perform-  
5     ance toward continued employment or promotion, under the control of any  
6     police agency or department of the state or any political subdivision  
7     thereof including authorities or agencies maintaining police forces of  
8     individuals defined as police officers in section 1.20 of the criminal  
9     procedure law and such personnel records under the control of a sher-  
10    iff's department or a department of correction of individuals employed  
11    as correction officers and such personnel records under the control of a  
12    paid fire department or force of individuals employed as firefighters or  
13    firefighter/paramedics and such personnel records under the control of  
14    the department of corrections and community supervision for individuals  
15    defined as peace officers pursuant to subdivisions twenty-three and  
16    twenty-three-a of section 2.10 of the criminal procedure law and such  
17    personnel records under the control of a probation department for indi-  
18    viduals defined as peace officers pursuant to subdivision twenty-four of  
19    section 2.10 of the criminal procedure law shall be considered confiden-  
20    tial and not subject to inspection or review without the express written  
21    consent of such police officer, firefighter, firefighter/paramedic,  
22    correction officer or peace officer within the department of corrections  
23    and community supervision or probation department except as may be  
24    mandated by lawful court order.  
25    S 2. This act shall take effect on the thirtieth day after it shall  
26    have become a law.

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

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