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

8150

2015-2016 Regular Sessions

I N A S S E M B L Y

June 10, 2015

Introduced by M. of A. MONTESANO -- Multi-Sponsored by -- M. of A. GIGLIO, GRAF, LAWRENCE, PALUMBO -- read once and referred to the Committee on Codes

AN ACT to amend the civil rights law, in relation to the confidentiality of the identity of an undercover officer

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 50-f to read as follows:

S 50-F. IDENTITY OF AN UNDERCOVER OFFICER. THE IDENTITY OF ANY UNDERCOVER OFFICER SHALL BE CONFIDENTIAL IF SUCH DISCLOSURE WOULD ENDANGER THE OFFICER OR COMPROMISE THE OFFICER'S EFFECTIVENESS. NO REPORT, PAPER, PICTURE, PHOTOGRAPH, COURT FILE OR OTHER DOCUMENTS, IN THE CUSTODY OR POSSESSION OF ANY PUBLIC OFFICER OR EMPLOYEE, WHICH IDENTIFIES SUCH AN OFFICER, SHALL BE MADE AVAILABLE FOR PUBLIC INSPECTION. NO SUCH PUBLIC OFFICER OR EMPLOYEE SHALL DISCLOSE ANY PORTION OF ANY POLICE REPORT OR OTHER DOCUMENT WHICH TENDS TO IDENTIFY SUCH A PERSON WITHOUT THE EXPRESS WRITTEN CONSENT OF SUCH UNDERCOVER OFFICER OR BEING MANDATED BY LAWFUL COURT ORDER.

S 2. This act shall take effect immediately.

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

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