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

5155

2015-2016 Regular Sessions

I N S E N A T E

May 5, 2015

Introduced by Sen. VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to granting SUNY community college campus peace officers access to criminal history record information pursuant to 9 NYCRR 6051.1

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

Section 1. Section 6434 of the education law is amended by adding a new subdivision 1-a to read as follows:

1-A. FOR THE PURPOSE OF FACILITATING INVESTIGATIONS SUNY COMMUNITY COLLEGE CAMPUS PEACE OFFICERS, WHO ARE EITHER FORMER OR CURRENT POLICE OFFICERS, SHALL BE DEEMED AUTHORIZED USERS, ABLE TO ACCESS CRIMINAL HISTORY RECORD INFORMATION, PURSUANT TO 9 NYCRR 6051.1 SUBJECT TO THE FOLLOWING DUTIES:

A. EACH COMMUNITY COLLEGE SHALL BE REQUIRED TO DOCUMENT EACH OFFICER'S ACTIVITY WITH REGARD TO ACCESSING SUCH INFORMATION AND THE OFFICER'S REASONABLE CAUSE FOR NEEDING SUCH ACCESS.

B. THE COMMUNITY COLLEGE SHALL ESTABLISH AN INTERNAL REVIEW PROCESS TO ENSURE EVERY INQUIRY IS JUSTIFIED AND IS SUPPORTED BY SUFFICIENT REASONABLE CAUSE.

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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