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

6351

I N  S E N A T E

January 6, 2016

Introduced by Sen. MURPHY -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the correction law, in relation to requiring level one sex offenders to register for 30 years

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

Section 1. Subdivision 11 of section 168-b of the correction law, as added by chapter 1 of the laws of 2006 and as renumbered by chapter 67 of the laws of 2008, is amended to read as follows:

11. The division shall promptly notify each sex offender whose term of registration and verification would otherwise have expired prior to March thirty-first, two thousand [seven] SEVENTEEN of the continuing duty to register and verify under this article.

S 2. Subdivision 1 of section 168-h of the correction law, as amended by chapter 1 of the laws of 2006, is amended to read as follows:

1. The duration of registration and verification for a sex offender who has not been designated a sexual predator, or a sexually violent offender, or a predicate sex offender, and who is classified as a level one risk, or who has not yet received a risk level classification, shall be annually for a period of [twenty] THIRTY years from the initial date of registration.

S 3. Subdivision 8 of section 168-l of the correction law, as amended by chapter 1 of the laws of 2006, is amended to read as follows:

8. A failure by a state or local agency or the board to act or by a court to render a determination within the time period specified in this article shall not affect the obligation of the sex offender to register or verify under this article nor shall such failure prevent a court from making a determination regarding the sex offender's level of notification and whether such offender is required by law to be registered for a period of [twenty] THIRTY years or for life. Where a court is unable to make a determination prior to the date scheduled for a sex offender's discharge, parole, release to post-release supervision or release, it shall adjourn the hearing until after the offender is discharged, paroled, released to post-release supervision or released, and shall then expeditiously complete the hearing and issue its determination.

S 4. 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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