

STATE OF NEW YORK

1546

2017-2018 Regular Sessions

IN ASSEMBLY

January 12, 2017

Introduced by M. of A. ZEBROWSKI -- read once and referred to the
Committee on Local Governments

AN ACT to amend the county law and the public officers law, in relation
to prohibiting the broadcast of a 911 call

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Subdivision 4 of section 308 of the county law, as amended
2 by chapter 309 of the laws of 1996, is amended to read as follows:

3 4. (a) Records, in whatever form they may be kept, of calls made to a
4 municipality's E911 system shall not be made available to or obtained by
5 any entity or person, other than that municipality's public safety agen-
6 cy, another government agency or body, or a private entity or a person
7 providing medical, ambulance or other emergency services, and shall not
8 be utilized for any commercial purpose other than the provision of emer-
9 gency services.

10 (b) No entity or person shall play a recording of a call made over the
11 E911 system on a broadcast medium, including, but not limited to radio,
12 television, or the internet as defined by paragraph (c) of subdivision
13 two of section three hundred ninety-b of the general business law. This
14 section shall not prohibit reading or displaying a transcript of such a
15 recording. Whoever violates this section shall be subject to a fine of
16 five thousand dollars for each violation.

17 § 2. Paragraph (b) of subdivision 2 of section 89 of the public offi-
18 cers law, as amended by section 11 of part U of chapter 61 of the laws
19 of 2011, is amended to read as follows:

20 (b) An unwarranted invasion of personal privacy includes, but shall
21 not be limited to:

22 i. disclosure of employment, medical or credit histories or personal
23 references of applicants for employment;

24 ii. disclosure of items involving the medical or personal records of a
25 client or patient in a medical facility;

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

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- 1 iii. sale or release of lists of names and addresses if such lists
2 would be used for solicitation or fund-raising purposes;
- 3 iv. disclosure of information of a personal nature when disclosure
4 would result in economic or personal hardship to the subject party and
5 such information is not relevant to the work of the agency requesting or
6 maintaining it;
- 7 v. disclosure of information of a personal nature reported in confi-
8 dence to an agency and not relevant to the ordinary work of such agency;
- 9 vi. information of a personal nature contained in a workers' compen-
10 sation record, except as provided by section one hundred ten-a of the
11 workers' compensation law; ~~or~~
- 12 vii. disclosure of electronic contact information, such as an e-mail
13 address or a social network username, that has been collected from a
14 taxpayer under section one hundred four of the real property tax law~~;~~
15 or
- 16 viii. a recording of a call made over the E911 system as defined in
17 subdivision three of section three hundred one of the county law.
- 18 § 3. This act shall take effect immediately.