

STATE OF NEW YORK

2850

2017-2018 Regular Sessions

IN SENATE

January 17, 2017

Introduced by Sens. PARKER, BAILEY, PERKINS -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

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 § 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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